

Minutes of the Sine Die Council Meeting of the Borough of Hillsdale held at 7:00 PM on Tuesday,
January 4, 2022

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You will be able to address the Mayor and Council during the public session part of the meetings only or any public hearing session. The mayor will identify you by your login information. You will need to state your name and town of residence for the record. For the public session section of the meeting, you are limited to one new topic only, with a 5-minute limit.

CALL THE MEETING TO ORDER:

Mayor Ruocco called the meeting to order with the Pledge of Allegiance.

Mayor Ruocco began the meeting with the Open Public Meeting Statement:

This is a meeting of the Hillsdale Borough Council on this 4TH day of January 2022. 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. Please silence all cell phones. Please wait to be recognized by the Mayor during the Public Hearing and the Public Comment part of the meeting. You will need to state your name and town of residence for the record.

ROLL CALL:

Borough Clerk Denise Kohan took roll call:

Council Members DeRosa, Escobar, Horvath, Lundy, Pizzella, Trochimiuk

(Mayor Ruocco, Borough Attorney Madaio, Borough Administrator Tietjen, Borough Clerk Kohan)

All members listed were in attendance.

RECOGNITION OF DIGNITARIES:

Mayor Ruocco recognized Senator Holly Schepisi in attendance.

ADMINISTERING OATH OF OFFICE:

Senator Schepisi wished everyone a happy New Year. It’s been a difficult two years. We have had a global pandemic and recently serious flooding in the area. She would like to thank all our responders for their service and everything that they have done for our community. As well as for everyone that is on this call that has given their time to assist others in their community.

Senator Schepisi administered the Oaths to both Councilmember Abby Lundy and Councilmember John Escobar.

<u>Abby Lundy – Councilmember</u>	Term ending 12/31/24	Senator Holly Schepisi
<u>John Escobar – Councilmember</u>	Term ending 12/31/24	Senator Holly Schepisi

Mayor Ruocco congratulated both councilmembers and thanked the Senator. Senator Schepisi left the meeting at this time.

Borough Clerk, Denise Kohan took roll call of the 2022 Hillsdale Municipal Council:

- Mayor John Ruocco
- Councilmember Anthony DeRosa
- Councilmember John Escobar
- Councilmember Zoltan Horvath
- Councilmember Abby Lundy
- Councilmember Frank Pizzella
- Councilmember Janetta Trochimiuk

All members listed above were present.

STATE OF THE BOROUGH ADDRESS:

Mayor Ruocco presented his State of the Borough Address:

First, I’d like to thank all our Borough employees, volunteers, professionals and elected officials who gave so much of their time to ensure that the essential services of local government continued throughout 2021, despite the persistent pandemic. Great efforts were spent last year in trying to make available to our residents vaccine opportunities. Our Borough health officers and medical officials worked tirelessly with the County and with the NorthWest Bergen Health organization to expand such opportunities. They were assisted by volunteers---everyday residents—who maneuvered through a technological and logistical maze to assure that the most vulnerable residents received a vaccination. And throughout the year, our police & volunteer first responders were able to consistently answer calls for help from our residents. Our office workers and library staff made sometimes difficult adjustments for the situation and continued to deal with the needs of our residents and patrons. Our recreation staff and Pool Commission plowed ahead in reopening Stonybrook after a shuttered 2020. Our DPW staff did an excellent job at snow & leaf removal last year.

Our commercial businesses adapted during the persistent pandemic as well, assisted by actions taken by the governing body to encourage outdoor dining, outdoor business sales, and entertainment. These should

continue if conditions do not improve. Even if they do improve, I have asked this Council to look for ways to make permanent the lifting of restrictions on outdoor dining.

Not content with merely a pandemic, Mother Nature decided to treat us more harshly this year with several late summer storms, most notably Ida. Although sparing us from large scale electrical outages, it reminded us of how vulnerable our municipal infrastructure is to the threat of flooding, causing significant & costly damage to our DPW building and some residences. This Council must make the relocation of the DPW compound the number one priority among the various optional infrastructure proposals that presently are being considered.

Let me continue to mention other note-worthy events that occurred in 2021.

- The governing body approved a budget that provided for essential services, but included a 5.3% property tax increase, the largest in many years. It was needed to provide for a half a million dollar down payment to our capital improvement fund that is intended to go toward the building of a recreational community center and artificial turfing of Centennial Field. At the time, it was assumed by Council to cost \$10MM and be financed largely through debt. It would be the largest debt issuance in Hillsdale's history. A special Council committee that I appointed is working with an outside consultant to study the feasibility of such projects.
- We contracted with our garbage carrier to have twice a week trash pick-up for an extra \$125,000 annually.
- The governing body agreed to move our emergency dispatch desk to the County, an approach I wholeheartedly have supported for several years and which was originally advocated by our Police Chief in 2018. This assures that we will keep up with technological & safety advancements, reduces the Chief's staffing burdens, and saves the Borough money. In so doing, the Mayor & Council listened to the concerns of volunteer first responders and agreed to upgrade their radio equipment at a cost of about \$325,000. That will assure that communication channels continue to work efficiently on the County platform.
- We decided to forego allowing cannabis businesses in town, preferring to first assess the impact that this might have on other municipalities who opted in.
- The Council decided to order a \$40,000 feasibility study of what it would cost to improve the train station, deciding in the end not to commit additional taxpayer resources to this project but instead to rely on NJ Transit who owns the building.
- Enhancements worth \$80,000 were made to Memorial Field, with the help of a matching County Open Space grant.
- The governing body passed a new tree ordinance clarifying rights, responsibilities, and processes for the removal and planting of trees on borough-owned and private property.
- It adopted a \$2.4MM road improvement program, the largest one I can remember, the bulk of which accommodates the extensive digging that public utilities are conducting. That work will continue into 2022.
- The governing body authorized the Stonybrook Pool Commission to issue almost half a million dollars' worth of debt for infrastructure improvements as a tangible sign of the Council's confidence that the pool can remain viable. At the same time, I am happy to report that the \$195,000 loan the taxpayers made to the pool utility in 2020 was paid in full so that the Pool can remain a self-funding and financially independent entity.
- The governing body has instructed the Planning Board to update the Borough's Master Plan. This effort has begun and residents may have noticed a questionnaire made available to them by the Planning Board to help inform them of changes that the PB might want to consider. The Master Plan, once drawn by the Board, subjected to public comment, and approved by the Council, will serve as a

strategic road map for future development in town.

- Lastly, the governing body has begun negotiations with a designated conditional redeveloper for the transformation of the industrial property presently owned by Waste Management.

Let me now turn my comments away from the rearview mirror, toward the future. I have already mentioned the need to reexamine our outdoor dining code, and move the DPW compound out of the flood zone.

On the budgetary front, the governing body should seek to avoid a second straight year of high tax increases for the residents, some of whom are still unfavorably affected by the loss of employment suffered due to the economic effects of COVID on their businesses or jobs.

The governing body needs to weigh carefully any proposed redevelopment plans that emerge from present negotiations with the designated conditional redeveloper, Claremont/March. It must ensure that the Planning Board's comments are weighed appropriately and that public input is sought before any decisions are made. There is strong potential for high density, multi-story residential rentals, since the Council adopted a Redevelopment Plan that included bonus densities of up to 60 units per acre. That far exceeds the requirements of our affordable housing plan and was one of the reasons I vetoed that part of the Redevelopment Plan. The future decisions of this Council will irrevocably change the character of the Borough, affecting population, traffic, required municipal services, and property taxes. We need to get this right, and take into account the views of our residents. We should ensure that adequate time is allotted for the public and Planning Board to digest and comment upon whatever will be proposed by the developers for the Council's consideration in advance of decisions that commit the Borough.

With respect to proposals for a recreation community center and Centennial Field turfing, I urge the Committee that is working on this to follow the heretofore ignored advice of the consultant and involve community leaders in gathering basic information on what they think the needs of the community are BEFORE asking the consultant to do any further work. The original assumption by the Council that both projects could be financed with a bond of approx. \$10 MM now looks unrealistic. As I remarked to the Council last month, haste in rushing into this without having utilized the Citizens Advisory Committee that I created wastes the consultant's time and could result in a structure that is over-sized for our needs, and cost the average homeowner hundreds of dollars each year throughout the indebtedness period. The Council must also take into account that the average homeowner could well be footing additional school taxes of up to \$1,000 annually from a proposed new George White construction. The Council should also reconsider what previously was rejected by the Council with little discussion, namely exploring outsourcing options, even if on a temporary basis.

Decisions will have to be made on the use of the Federal \$1.1 million that the Borough will get via the federal government's American Rescue Plan. Uses of the funds are circumscribed by law, but the Borough has infrastructure needs, for example, sewer improvements, that historically tend to be neglected politically because they are not "sexy" but are nevertheless items that must be attended to.

The Borough needs to take action soon on gaining leverage via ordinance over the way wireless communication providers like Verizon implement their 5G small cell strategies. Without any action, there is the strong likelihood that our streets will be overrun by ugly and numerous poles on all residential streets. I have recently asked the Attorney and BA to focus on this.

And finally, there is the challenge faced by this Council that may prove to be the biggest one of all, namely how to be more transparent with the residents who put their faith in us, and how to deal with dissent from the mayor without trying to hide information from him or exacting retribution on him by

curtailing legitimate, traditional, and common mayoral prerogatives extended to other mayors.

It is a mayor's fiduciary duty as the head of the municipality to speak out when he concludes that unprofessional or ill-informed decisions are taking place. I did so when I saw citizens views being excluded from early discussions on the community center, when taxes were being increased to fund undefined capital projects, when costs were not being accurately discussed by Council members for capital projects, when shared service options for a community center were not being followed up, and when reports produced by our professionals several years ago and this year as well regarding a community center & field improvements were not being discussed in public sessions. Recounting these things, along with our practice of not permitting the public to see most agreements that come up for a vote until AFTER the Council adopts them, you have government operating in a less than transparent manner. And the unfortunate appearance of all this is magnified because we are all from the same political party. That heightens the suspicion of impropriety and the sense that decisions are made by those only in certain circles-- that things are needlessly being hidden from the public, whether it be true or not. If Council members fear criticism and operate in the shadows to avoid it, that is inconsistent with responsible government that our residents expect.

On today's agenda is a sample of that irresponsible governance. Changes to the governing body's By-Laws that were initiated weeks ago by two Council members attempt to restrict the information flow to the mayor, and deny him the basic rights of his office that are afforded to Borough mayors around the state. I was not even made aware of these proposed changes until I received the agenda from the Clerk just prior to the New Year's holiday. The changes would remove the mayor as an ex-officio member from all the Council's standing committees. Shamelessly, these proposed changes won't even allow the mayor—the legally designated head of the municipality and the highest elected official in Hillsdale--to attend, be informed of, or receive material from Council committees that he currently receives. Neither can he step in to replace a committee member in a meeting where a member does not or cannot show up until all other Council members are offered that option. The mayor is relegated to the back of the bus!

But the proposed By-Laws go further than hampering the information flow to the mayor. They presume to usurp the mayor's prerogative as the legally designated presider over all Council meetings and mandate how he is to conduct the "last go -round" speaking session at the end of each meeting.

Considering that Hillsdale, unlike some towns in the Valley, has a form of Borough government called "weak mayor, strong Council," and that existing State law therefore places tight limits on what a Borough mayor can do, the efforts to further restrict the mayor can only be viewed as a tyranny of the majority. All these restrictions are intended to tie the mayor's hands and prevent him from performing what other mayors around the State routinely do. The proposed By-Laws appear to be punishment for a mayor who has spoken up on behalf of transparency and professional management within the permissible boundaries of the law when he sensed things going wrong. And make no mistake, they have gone wrong and residents see it. Why would some Council members vote for such reckless changes that reflect insecurity and defensiveness, when Council members themselves already control by statute virtually all the levers of power in the Borough?

I commit to the residents that I will continue to find ways to carry out my responsibilities to the Borough as its mayor even if these By Laws are adopted and found not to contravene the inherent rights of the mayor afforded by general law. I will stay abreast of developments by having more frequent meetings with the Borough Administrator, and have regular one-on-one meetings with Department heads. I also will work through the Borough Administrator to ensure that I continue to be provided with all notices of meetings, agendas, reports and materials as he receives them from the Council, but which will be denied to me.

This concludes the Mayors State of the Borough report to the residents.

NOMINATIONS AND ELECTION OF COUNCIL PRESIDENT:

Mayor Ruocco asked for a nomination put forward to be elected as Council president for the year 2022.

Councilmember Lundy nominated Councilmember Trochimiuk.

Councilmember Horvath nominated Councilmember Pizzella. Councilman Pizzella stated that he does not wish to be Council President. Councilmember Horvath withdrew his nominations.

Motion: Councilmember Lundy Second: Councilmember DeRosa

Ayes: Councilmember DeRosa, Escobar, Lundy, Pizzella, Trochimiuk

Nays: Councilmember Horvath

Mayor John Ruocco administers the Oath of Office to the Council President Janetta Trochimiuk.

BOROUGH ATTORNEY: *(Mayor appointment with advice and consent of Council)*

Mayor Ruocco presents the name of Mark D. Madaio, Esq., 29 Legion Drive, Bergenfield, NJ 07621 as Borough Attorney for a one (1) year term expiring December 31, 2022.

[R22000](#) Authorizing the Award of a Non-Fair and Open Contract for Borough Attorney

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Attorney under a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and,

WHEREAS, the Borough Council has determined that Mark D. Madaio, Esq. of 29 Legion Drive Bergenfield, NJ 07621 will be the most advantageous to the Borough; and

WHEREAS, Mark D. Madaio will provide such services at the rate of \$115.00 per hour; and

WHEREAS, the Mark D. Madaio, Esq. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Borough Clerk are authorized to execute such a contract with Mark D. Madaio as Borough Attorney through December 31, 2022 or until a successor is qualified or appointed.

Motion: Councilmember DeRosa Second: Councilmember Escobar

Ayes: Councilmember Escobar, Horvath, Pizzella, Council President Trochimiuk, DeRosa

Nays: Councilmember Lundy

BY~LAWS OF THE BOROUGH COUNCIL:

Council Members propose changes to the By-Laws for the Borough of Hillsdale for the year 2022.

BY-LAWS OF THE BOROUGH COUNCIL
BOROUGH OF HILLSDALE
BERGEN COUNTY, STATE OF NEW JERSEY

ARTICLE 1- THE BOROUGH COUNCIL

Section 1. The Mayor and six Council members shall constitute the Governing Body of the Borough of Hillsdale, which Governing Body shall be known as "The Mayor and Council".

ARTICLE 2 - THE MAYOR

Section 1. The Mayor shall be the chief executive officer of the Borough.

Section 2. The Mayor shall preside at all meetings of the Governing Body.

Section 3. The Mayor shall not vote except in the case of a tie among those Council Members voting.

Section 4. The Mayor shall see that the laws of the State of New Jersey and the ordinances of the Borough are faithfully executed and shall recommend to the Governing Body such measures, as the Mayor may deem necessary or expedient for the welfare of the Borough.

Section 5. The Mayor shall use his or her authority to maintain peace and good order in the Borough and has the power to suppress all riots and tumultuous illegal assemblies in the Borough.

Section 6. The Mayor shall on all occasions preserve the order and decorum at the deliberations of the Governing Body. The mayor shall cause the removal of any persons who interrupt the proceedings of the Governing Body.

Section 7. When two or more Council members arise or attempt to speak at the same time, the Mayor shall name the one entitled to the floor and recognition.

Section 8. The Mayor shall decide all questions of order without debate, subject to an appeal to the Council.

Section 9. In the absence of the Mayor, the President of the Council shall preside.

Section 10. In the absence of both the Mayor and the President of the Council, the Council member who is senior in length of service on the Council shall preside.

Section 11. The Mayor shall have the authority to execute contracts in behalf of the Borough, approved by the Governing Body, and to sign checks and warrants or payments approved by the Governing Body.

ARTICLE 3 - THE BOROUGH CLERK

Section 1. The Borough Clerk shall perform all the duties required of him or her by law and by these rules.

Section 2. The Borough Clerk shall keep the minutes, recordings, and ordinance books properly and fully indexed, and shall perform all the duties usually devolving upon such officer and such special services as the Mayor or Governing Body may require.

Section 3. The Borough Clerk shall be the Borough employee responsible for responding to all lawful requests under the New Jersey Open Public Records Act.

Section 4. The Borough Clerk shall be responsible for distributing all proposed ordinances to the Mayor and Council.

ARTICLE 4 - MEETINGS

Section 1. The Mayor and Council shall hold an annual meeting in accordance with the applicable state statute. The Mayor and Council shall hold such other meetings, or adjourned meetings, at such time and place as they may by resolution determine, but all regular meetings shall be held within the Borough.

Section 2. The Mayor shall, when necessary, call special meetings of the Mayor and Council. In case of the Mayor's neglect or refusal to do so, any four members of the Governing Body may call such meeting at such time and place in the Borough as they may designate.

Section 3. At the annual meeting of the Mayor and Council, the Council members shall, by a vote of the majority of its members present and voting, elect a President of the Council and fix the

time and place for holding regular meetings during the ensuing year, which time and place shall not be changed except by the action of the Mayor and Council taken at a regular meeting.

- Section 4. If the Mayor and Council at its annual meeting fails to elect a President of the Council, the Mayor shall appoint the President from the Council members, and in that case no confirmation by the Governing Body shall be necessary.
- Section 5. The only business which can be transacted at a special meeting is that for which the special meeting is called.
- Section 6. The Clerk shall notify the Mayor and Council, in writing or by email through the Borough email system, of each special meeting, stating the subject, at least one day before the time fixed for holding same.
- Section 7. The public shall be permitted to address the Mayor and Council at each of its meetings during that portion of the meeting designated for public comment or at such other time as a majority of the Mayor and Council may so designate. By a majority vote, the Mayor and Council may limit the time for each person to speak or the time of the day that the opportunity for the public to address the Governing Body shall end.
- Section 8. All mail received by 2 P.M. on the Friday prior to any meeting shall be noted, received and filed at the next meeting of the Mayor and Council. It will accept and act upon at any time correspondence, which legally requires the Governing Body's immediate consideration or which if not acted upon may have a negative fiscal impact to the Borough.
- Section 9. No ordinance may be offered for introduction or discussion, unless it requires the Mayor and Council's immediate consideration, if not acted upon may have a negative fiscal impact to the Borough, by any Council Member at any meeting unless it is provided to the Borough Clerk and distributed by the Borough Clerk to the Mayor and Council no later than five calendar days prior to any meeting at which it is introduced or offered for discussion.
- Section 10. At any given meeting, members of the Mayor and Council shall only speak on the pending subject matter or question, excepting the "final go-around" at which time any member of the Governing Body may speak on any topic. The Mayor shall speak first during last go around after which each member of Council will have the opportunity to speak one time.
- Section 11. The Clerk shall count all yeas and nays and the order of calling a Council Member's vote shall rotate, alphabetically.
- Section 12. Members of the Governing Body should not use electronic devices to communicate privately with other members of the Governing Body during a Mayor and Council meeting, either in open or closed session, since such communication may be subject to the provisions of the Open Public Meetings Act

ARTICLE 5 - QUORUM

A quorum of the Mayor and Council shall be as provided by Statute, to wit: three Council Members and the Mayor, and, in the absence of the Mayor, four Council members. However, a smaller number of the Governing Body may meet, discuss and adjourn from time to time, but in no event may they take any official action as a Governing Body in the absence of a quorum.

ARTICLE 6 - RULES OF ORDER

- Section 1. The deliberations of the Mayor and Council shall be governed by Robert's Rules of Order and in the event that there is a dispute or difference of opinion, the rules as set forth in Appendix I, Robert's Rules of Order as set forth 'hereto, shall prevail.
- Section 2. Yeas and nays when required by law or upon the demand of one member of the Council or when ordered by the Mayor shall be called and entered into the minutes. Council members

shall have the right to abstain from voting and in such case such action shall be counted neither for nor against the proposal.

ARTICLE 7 - THE ORDER OF BUSINESS

Section 1. A. The following order of business shall be observed:

1. Call meeting to order.
2. Salute to the flag.
3. Reading of Open Public Meeting Act statement.
4. Roll Call.
5. Consideration of minutes.
6. Initial Public Hearing of Citizens (limited time)
7. Presentation of communications.
8. Matters for Discussion.
9. Committee Reports. Each committee chair will report on any committee update if applicable. Only the Committee Chair or Liaison will deliver reports to the full governing body.
10. Public Hearing of Citizens. Introduction and/or discussion of Ordinances (with public comment where required by law).
11. Introduction and/or discussion of Resolutions.
12. Miscellaneous business including "last go around". See article 4 Section 10 for format of Last Go Around
13. Adjournment (or where appropriate Motion to go to closed session)
14. Closed Session where appropriate.
15. Adjournment

B. The aforesaid order of business at any meeting may be changed by a majority vote of the members of the Council present at such meeting or at the discretion of the Mayor.

ARTICLE 8 - COMMITTEES

Section 1. The Mayor shall appoint all standing committees not set forth in Section 3 of this Article 8.

Section 2. The Mayor may appoint any special committees.

Section 3. The following committees, each consisting of three Council Members, shall be appointed by the Mayor at the annual meeting of the Mayor and Council with the advice and consent of the Governing Body:

1. Ambulance
2. Economic Growth & Development
3. Finance
4. Fire Department
5. Police Department/OEM
6. Public Works
7. Historic Preservation

Section 4. Should a member of a committee be unable to attend a scheduled committee meeting, this shall be communicated to the remaining members of Council to determine if the spot can be filled. If no councilmember can fill the spot for the committee meeting, the Mayor shall be notified that he is invited to attend.

Section 5. The Committee Chair shall report on the committee business during committee reporting. The Mayor, as not a permanent member of any committee, shall not present any committee reports.

ARTICLE 9 - COUNCIL REPRESENTATIVES

The Mayor shall appoint the following Council Representatives with the advice and consent of the Governing Body:

1. Board of Education-Regional and Local
2. Board of Health
3. Environmental Commission
4. Library
5. Local Assistance Board
6. Planning Board, Building & Zoning
7. Parks & Recreation
8. Senior Citizens
9. Swimming Pool Commission

ARTICLE 10 - SPECIAL COMMITTEES

The Mayor may appoint representatives to the following special committees, which may include the Mayor:

1. Public Relations & Communication
2. Flood and Disaster (OEM)
3. Our Town Naming & Recognition
4. Insurance Fund Commissioner/Liaison
5. Redevelopment Negotiations
6. Ordinance Review
8. Shared Services Review
9. Steering Committee Fields/Community Center
10. Citizens Advisory Committee Fields/Community Center

ARTICLE 11- DUTIES OF STANDING COMMITTEES

- Section 1. Council members shall examine, audit and report in writing upon all bills and demands referred to them. The Finance Committee shall render a report when requested by the Mayor and Council on the financial condition of the Borough. The Mayor and Council, pursuant to a resolution offered by the Finance Officer and duly adopted, shall pay all bills submitted.
- Section 2. The form of resolutions for payment of all bills shall be prepared by the Chief Financial Officer or the Borough Clerk.
- Section 3. All committees shall consider and act upon all matters specifically referred to them.

ARTICLE 12 — ORDINANCES

- Section 1. The format of all proposed ordinances, amendments or supplements to ordinances shall be prepared or approved by the Borough Attorney, Borough Engineer or, Borough Clerk.
- Section 2. The Clerk shall endorse on all ordinances, amendments or supplements thereto, the date and by whom introduced.
- Section 3. The yeas and nays shall be called on the introduction and adoption of every ordinance and entered into the minutes.
- Section 4. All ordinances, supplements and amendments thereto shall be enacted according to law.
- Section 5. If an ordinance contains more than one distinct section, clause or item, the Mayor may approve one or more thereof and veto the rest.
- Section 6. If two-thirds of all the Council Members shall, at the next meeting as aforesaid, or at any subsequent meeting to which they shall postpone such reconsideration, vote to pass the ordinance or the vetoed part thereof over the veto of the Mayor, said ordinance shall take effect.
- Section 7. If any ordinance shall not be returned by the Mayor, within the aforesaid prescribed time, it shall take effect in like manner as if the Mayor had signed it.

- Section 8. If and when finally approved, the Clerk shall enter in said book at the end of each ordinance the following: Passed on the 7th day of January, 2018
- Section 9. The ordinance so recorded shall then be compared with the original as passed at a regular or special meeting of the Mayor and Council, thereupon the Mayor shall subscribe, the Clerk attest and affix the corporate seal to the following certificate at the end thereof: "The foregoing ordinance No. compared with original as passed and found correct this day of, 2018"
- Section 10. The original ordinances shall be filed and preserved by the Clerk.

ARTICLE 13 - RESOLUTIONS RELATING TO FINANCES

Every resolution appropriating money or in any way tending to obligate the Borough peculiarly and all resolutions auditing or directing the payment of bills or demands, together with such bills, shall be presented to the Mayor and acted upon by the Mayor in accordance with state statute.

ARTICLE 14 - BILLS, CLAIM OR VOUCHERS

- Section 1. All bills, claims or vouchers against the Borough shall be in writing, fully itemized, on such form, as the Borough shall provide for that purpose and signed by the claimant in accordance with statute prior to submission for approval and payment. All bills in proper form must be received in the Finance Office prior to the 25th day of the month for payment by the Department Head against whose department the submission is to be charged. Unless it legally requires immediate attention or, unless delay may have a negative fiscal impact upon the Borough.
- Section 2. All bills prior to payment must be approved in writing by a member of the Council committee against whose department it shall be charged.
- Section 3. The date of audit and the amount of which warrant is ordered shall be endorsed upon the face of the audited bill and signed by Department Head against whose department the item shall be charged.
- Section 4. Upon the issuing of the warrant the bill shall be receipted and delivered to the Clerk, who shall consecutively number each bill or voucher.

ARTICLE 15 – ADOPTION, TERM, AND AMENDMENTS TO BY-LAWS

These By-Laws shall be adopted by a resolution of the Governing Body approved by a majority of the members at the annual reorganization meeting. These By-Laws shall become effective immediately after adoption and shall remain in effect for not longer than the reorganization meeting for the year next following the year in which the By-Laws were adopted. They shall not be altered or amended except at a regular meeting of the Governing Body by a two-third vote of the entire Council (i.e., 4 Council members.)

ARTICLE 16 - SEAL

- Section 1. The seal of the Borough shall be circular in form and shall, at least, contain the following: "The Borough of Hillsdale, Bergen County, New Jersey, incorporated April 24, 1923."
- Section 2. The seal shall be in the custody of the Clerk and shall be affixed by the Clerk when ordered by The Borough Council or when required by law.

APPENDIX I Substituted with Robert's Rules of Order

- Rule 1. The vote on every motion or resolution, unless otherwise provided by law, may be by the Council as a whole calling for "yeas" and "nays " unless a roll call is called for by the presiding officer or called for upon a motion and majority of vote of council members present and participating in the vote.
- Rule 2. A member who recuses oneself from a vote shall not be counted as part of the quorum

and shall not participate in any manner in the issue from which he or she is recusing.

- Rule 3. No ordinance may be introduced unless it has been presented to the Borough Clerk and distributed by the Borough Clerk to all members of the Mayor and Council at least five (5) calendar days prior to introduction.
- Rule 4. When a motion has been moved and seconded, it is then under consideration and no motion shall be received thereafter, except to adjourn, to lay on the table, to postpone or to amend until the question is decided.
- Rule 5. When a matter is under consideration, any discussion or comment other than related to the matter under consideration shall be out of order until the matter is decided.
- Rule 6. Once a member is recognized he or she shall not be interrupted when speaking unless it is to be called to order. If a member is called to order, he or she shall cease speaking until the question of order is determined by the presiding officer, and if determined to be in order, he or she shall be permitted to proceed.
- Rule 7. The Mayor and Council may adopt at any meeting a time limitation of public comment in terms of a time limit for each member of the public and an hour at which public comment will be terminated.
- Rule 8. Any member of the public wishing to speak a second time or more will only be recognized after all members of the public wishing to be heard for a first time have been recognized.
- Rule 9. A person addressing the Mayor and Council shall step up to the microphone, face the dais, give his or her name and town of residence and address the Governing Body. No remarks may be addressed directly to any member of Council or the Mayor but only to the Governing Body as a whole. Members of the Council or the Mayor may, if they wish, respond to any member of the public. If present and called upon by the Mayor or other presiding officer, a Borough employee may provide information in response to any inquiry from the public.
- Rule 10. No matter for discussion or action by the Mayor and Council may be introduced by any Council member during the "last go around" during which each Council Member and the Mayor have an opportunity to speak. The Mayor shall speak first during last go around after which each member of Council will have the opportunity to speak one time.

End of by laws.

Motion: Councilmember Lundy Second: Council President Trochimiuk

Councilmember Horvath stated he would like to object to these changes in the By Laws as they are cobbled together to disenfranchise the mayor.

Councilmember Lundy stated that ~~they~~ mayor brough up several points about these bylaw amendments in ~~your~~his State of the Borough Address. The mayor states that it curtails his responsibility and it lacks transparency. By requiring that we have three voting members of council sitting on each committee it does not dimmish the mayor's responsibility. If no council member can attend then the mayor will be invited to

attend. She believes its good government to have three voting members sit in on committee meetings. You still have your bully pulpit as mayor. By changing the order of the last go around, it affords council members the opportunity to talk. There are several meetings where you spoke but you would not allow the council to respond until the next meeting. This will allow council to gain their voice.

Councilman Horvath stated that he was not consulted with in regards to the changes, nor anyone else that he is aware of. Councilmember Lundy stated that she typed up the changes and sent them to the Borough Clerk to put on the agenda. No one was consulted ahead of time as it is actually illegal to do that as it violates the Sunshine Laws. This is the time to discuss it. Mayor Ruocco added that he also was not consulted. Councilmember Lundy and Councilmember Escobar approached the Borough Attorney and asked him his opinion as to whether these changes comported with the law. The Borough Attorney stated that nothing in these changes violated the law.

Mayor Ruocco stated that these changes are dramatic and he does not agree with them. This is the second attempt by Councilmember Lundy to take away mayoral rights and prerogatives.

In 2021 Mayor Ruocco refused to sign a contract for an individual, which the council had approved. If he had signed it, it could have exposed [him to](#) a personal liability. The Borough Administrator signed the contract instead. This was the only time he refused to sign a contract.

The Bylaw change now eliminates the mayor as an ex-officio member of all committees. Councilmember Escobar stated that if someone cannot attend, then a phone call or a text will be made to find a replacement by the Council President or by the Administrator.

Councilmember Lundy stated that committee meetings are scheduled in advance. There is ample time to contact council members if someone cannot attend.

Council President Trochimiuk stated that committees are designed to give the opportunity of the three council members to get together to discuss topics. These three members have voting rights and we vote on what we need to bring to the rest of the council. By not having the mayor included does not penalize you in any way, it allows the functioning of the committee to be more cohesive.

In regards to the last go around change in the By Laws, this allows the council the opportunity to respond to comments. The Mayor gets to comment as well as the council.

Councilmember DeRosa added that he sees this change as equalizing the council's voice.

Councilmember Pizzella was first opposed to the changes. Mayor Ruocco called him and stated that he [\(the mayor\) could no longer be](#) ~~could not be~~ on the Redevelopment Committee. After talking to the mayor, he did try to go back and bridge the gap between the mayor and council. Some concessions were made and there was a meeting half way. Councilmembers are just very frustrated about how these have gone so they are trying to gain their voice back. We need a level of civility. We need a code of conduct to help us work better together.

Councilmember Escobar added the in regards to who will contact other members if they cannot attend a meeting should fall on the committee chairperson.

Ayes: Councilmember Lundy, Pizzella, Council President Trochimiuk, DeRosa, Escobar

Nays: Councilmember Horvath

COUNCIL COMMITTEES:

Mayor Ruocco announces the proposed **COUNCIL STANDING COMMITTEES** for the year 2022.

(With advice and consent of Council)

	Chairperson		
Ambulance	Anthony DeRosa	Abby Lundy	*See Rotation Attachment
Economic Growth & Development	Frank Pizzella	Janetta Trochimiuk	*See Rotation Attachment
Finance	Abby Lundy	Janetta Trochimiuk	*See Rotation Attachment
Fire Department	Zoltan Horvath	John Escobar	*See Rotation Attachment
Historic Preservation	Zoltan Horvath	Frank Pizzella	*See Rotation Attachment
Police Department/OEM	John Escobar	Abby Lundy	*See Rotation Attachment
Public Works	Janetta Trochimiuk	John Escobar	*See Rotation Attachment

Motion: Councilmember Lundy Second: Councilmember DeRosa
 Ayes: Councilmember Lundy, Pizzella, Trochimiuk, DeRosa, Escobar
 Nays: Councilmember Horvath

Mayor Ruocco announces the proposed **COUNCIL LIAISONS** for the year 2022.

(with advice and consent of Council)

Access to All	Frank Pizzella
Board of Education: <i>Regional</i>	Anthony DeRosa
<i>Local</i>	Anthony DeRosa
Board of Health	Frank Pizzella
Environmental Commission	Abby Lundy
Library	Janetta Trochimiuk
Local Assistance Board	John Escobar
Planning Board, Building & Zoning	Zoltan Horvath
Parks & Recreation Commission	Anthony DeRosa
Senior Citizens	Zoltan Horvath
Swimming Pool Commission	Abby Lundy

Motion: Councilmember Lundy Second: Councilmember DeRosa
 Ayes: Councilmember Pizzella, Trochimiuk, DeRosa, Escobar, Horvath, Lundy
 Nays: None

Mayor Ruocco announces the proposed **SPECIAL COMMITTEES** for the year 2022.

Public Relations & Communication	DeRosa, Horvath, Borough Administrator, Borough Clerk, Mayor
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Flood and Disaster Committee	Mayor, Borough Administrator, Police Chief, Fire Chief, Ambulance Captain, OEM Director, OEM Deputy Director, Board of Health President, Environmental Chair
Insurance Fund Commissioner/Liaison (JIF/MEL)	Borough Administrator Borough Clerk (Alternate)
Our Town/Naming & Recognition Steering Committee Fields/Community Center	Horvath, DeRosa, Pizzella, Recreation Director Lundy, Horvath, DeRosa, Borough Administrator, Recreation Director (assisted by professional advisors)
Citizens Advisory Committee Fields/Community Center	Ruta Fiorino (Access for All), Meredith Kates (Environmental Commission), Carol Schepker (Library Board of Trustees), Sara Armstrong (Recreation Commission), Ann Cron (Recreation Commission), John Corring (Recreation Commission), Rob Stigliano (Stonybrook Pool Commission), Louisa Toledo (Board of Health), Marie Hanlon (50 Plus Club)
Redevelopment Negotiations Committee	Pizzella, Trochimiuk, Mayor, Borough Administrator (assisted by professional advisors)

Motion to record: Councilmember Lundy Second: Councilmember DeRosa
 Ayes: Councilmember Trochimiuk, DeRosa, Escobar, Horvath, Lundy, Pizzella
 Nays: None

FIRE DEPARTMENT OFFICERS:

Mayor Ruocco presents the names of the following 2022 Officers of the Hillsdale Fire Department:

2022 BOARD OF FIRE OFFICERS	
Chief	William Haffler
Deputy Chief	Dan Schuster
Senior Captain	William Farrell
Junior Captain	Christopher Kelley
1 st Lieutenant	Joseph Solda III
2 nd Lieutenant	George Lucia Jr.
3 rd Lieutenant	Barry Peterson
4 th Lieutenant	Joseph Solda II
2022 ASSOCIATION OFFICERS	
President	Peter Hard
Vice President	Paul Muller
Secretary	Keith I. Durie
Treasurer	Patrick Doody
Asst. Secretary/Treasurer	William Becker

Motion to approve, receive and file Councilmember Horvath Second: Councilmember DeRosa
 Ayes: Councilmember DeRosa, Escobar, Horvath, Lundy, Pizzella, Trochimiuk
 Nays: None

POLICE DEPARTMENT:

Mayor Ruocco presents for Council confirmation, the following appointments to the Police Department Special Officers, Auxiliary Officers and Police Matrons for the year 2022 as recommended by Police Chief Francaviglia:

2022

POLICE DEPARTMENT PERSONNEL

- #53 Chief Robert Francaviglia
- #59 Capt. Sean Smith
- #75 Lt. Mike Camporeale
- #62 Sgt. Chris Donaldson
- #64 D/Sgt. Adam Hampton
- #66 Sgt. Liz Zimmerman
- #73 Sgt. Alex Kaplan
- #76 Sgt. Matt Buesser
- #77 Det. Travis Woods
- #79 P.O. Brian Considine
- #80 P.O. Corey Rooney
- #82 P.O. Matt Soltes
- #84 P.O. Joe Messner
- #85 P.O. Amanda Turrin
- #86 P.O. Ryan Cottrell
- #88 P.O. Joe Roma
- #89 P.O. Sean Marro
- #90 P.O. Jon Luca Morzetta

Motion to approve, receive and file Councilmember Horvath Second: Councilmember DeRosa
Ayes: Councilmember Escobar, Horvath, Lundy, Pizzella, Trochimiuk, DeRosa
Nays: None

APPOINTMENT OF 2022 BOROUGH PROFESSIONALS:

Mayor Ruocco presents the names of the following indicated Borough Professional positions with specific terms and with the Advice and Consent of the Council. Mayor Ruocco proposed that these get voted upon as a group on a “consent agenda” basis. There were no objections.

BOROUGH AUDITOR:

Mayor Ruocco presents the firm of Garbarini & Co. P.C. 285 Division Avenue and Route 17 South, Carlstadt, NJ 07072 as Borough Auditor for the term expiring December 31, 2022.

[R22001](#) Authorizing the Award of a Non-Fair and Open Contract for Borough Auditor

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Auditor under a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and,

WHEREAS, the Borough Council has determined that the firm of Garbarini & Co. P.C. 285 Division Avenue and Route 17 South, Carlstadt, NJ 07072 will be the most advantageous to the Borough; and **WHEREAS**, the firm of Garbarini & Co. P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Garbarini & Co. P.C. for audit services for the Borough and Swimming Pool Utility; plus, fees for additional engagements if needed as set forth in their previously submitted engagement letter dated November 1, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Garbarini & Co. P.C. through December 31, 2022 or until a successor is qualified or appointed.

BOROUGH APPRAISER:

Mayor Ruocco presents the firm of McNerney & Associate, Inc., 266 Harristown Road, P.O. Box 67, Glen Rock, NJ 07452-0067 as Borough Appraiser for the term expiring December 31, 2022.

[R22002](#) Authorizing the Award of a Non-Fair and Open Contract for Borough Appraiser

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Appraiser under a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and,

WHEREAS, the Borough Council has determined that the firm of McNerney & Associate, Inc., 266 Harristown Road, P.O. Box 67, Glen Rock, NJ 07452-0067 will be the most advantageous to the Borough; and

WHEREAS, the firm of McNerney & Associates, Inc. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McNerney & Associates, Inc., at the same rate as per their proposal of December 20, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McNerney & Associates, Inc. through December 31, 2022 or until a successor is qualified or appointed.

RISK MANAGEMENT:

Mayor Ruocco presents the name of Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 for Risk Management for the term expiring December 31, 2022.

[R22003](#) Authorizing the Award of a Non-Fair and Open Contract for Risk Management Insurance Consultant

WHEREAS, the Borough of Hillsdale has a need to retain a Risk Management Insurance Consultant as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that the Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 will be the most advantageous to the Borough; and

WHEREAS, the Burton Agency Inc. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Burton Agency Inc., at the rate of 6% of the Borough’s JIF/MEL assessment, rate set by JIF per the proposal of October 16, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the Burton Agency Inc. through December 31, 2022 or until a successor is qualified or appointed.

TAX APPEAL COUNSEL:

Mayor Ruocco presents the name of Harwood Llyod, 130 Main Street, Hackensack, NJ 07601 as Tax Appeal Counsel for the term expiring December 31, 2022.

[R22004](#) Authorizing the Award of a Non-Fair and Open Contract for Attorney for Tax Appeals

WHEREAS, the Borough of Hillsdale has a need to retain An Attorney for Tax Appeals as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that the firm of Harwood Llyod, 130 Main Street, Hackensack, NJ 07601 will be the most advantageous to the Borough; and

WHEREAS, the firm of Harwood Llyod has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Harwood Llyod at the rate of \$115.00 per hour and/or as specified in their proposal submitted October 16, 2020; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Harwood Llyod through December 31, 2022 or until a successor is qualified or appointed.

PUBLIC DEFENDER:

Mayor Ruocco presents the name of Albert Wunsch 400 Sylvan Avenue #2, Englewood Cliffs, NJ 07632 as Public Defender for the term expiring December 31, 2022.

[R22005](#) Authorizing the Award of a Fair and Open Contract for Borough Public Defender

WHEREAS, the Borough of Hillsdale has a need to retain a Public Defender as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Albert Wunsch, 400 Sylvan Avenue #2, Englewood Cliffs, NJ 07632 will be the most advantageous to the Borough; and

WHEREAS, Albert Wunsch, has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Albert Wunsch at the rates specified in his proposal submitted October 22, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Albert Wunsch through December 31, 2022 or until a successor is qualified or appointed.

BOND COUNSEL:

Mayor Ruocco presents the firm of Rogut McCarthy LLC, 37 Alden Street, Cranford, NJ 07016 as Bond Counsel for the term expiring December 31, 2022.

[R22006](#) Authorizing the Award of a Non-Fair and Open Contract for Borough Bond Counsel

WHEREAS, the Borough of Hillsdale has a need to retain a Municipal Bond Counsel as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that Rogut McCarthy LLC, 37 Alden Street, Cranford, NJ 07016 will be the most advantageous to the Borough; and

WHEREAS, Rogut McCarthy LLC has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”;

and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Rogut McCarthy LLC at the same rates as per their proposal of December 17, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Rogut McCarthy LLC as Municipal Bond Counsel through December 31, 2022 or until a successor is qualified or appointed.

PROSECUTOR:

Mayor Ruocco presents the name of Harwood Lloyd, 130 Main Street, Hackensack, NJ 07601 as Borough Prosecutor for the term expiring December 31, 2022.

[R22007](#) Authorizing the Award of a Fair and Open Contract for Borough Prosecutor

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Prosecutor as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Borough Prosecutor; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Harwood Llyod, 130 Main Street, Hackensack, NJ 07601 as be the most advantageous to the Borough; and

WHEREAS, the firm Harwood Llyod, has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Harwood Llyod, at the rates specified in the proposal submitted October 22, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Harwood Llyod as Borough Prosecutor through December 31, 2022 or until a successor is qualified or appointed.

BOROUGH PLANNER:

Mayor Ruocco presents the name of Colliers Engineering & Design 53 Frontage Road Suite 110 Hampton, New Jersey 08827, as Borough Planner for the term expiring December 31, 2022.

[R22008](#) Authorizing the Award of a Fair and Open Contract for Borough Planner

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Planner as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that Colliers Engineering & Design located at 53 Frontage Road Suite 110 Hampton, New Jersey 08827 will be the most advantageous to the Borough; and

WHEREAS, Colliers Engineering & Design has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Colliers Engineering & Design at the rates per their proposal received on December 17, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Colliers Engineering & Design as Borough Planner through December 31, 2022 or until a successor is qualified or appointed.

LABOR COUNSEL:

Mayor Ruocco presents the name of Wiss & Bouregy, P.C. 345 Kinderkamack Road. Suite E., Westwood, NJ 07675 as Borough Labor Counsel for the term expiring December 31, 2022.

[R22009](#) Authorizing the Award of a Non-Fair and Open Contract for Borough Labor Counsel

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Labor Attorney as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that Wiss & Bouregy, P.C. 345 Kinderkamack Road. Suite E., Westwood, NJ 07675 will be the most advantageous to the Borough; and

WHEREAS, Wiss & Bouregy, P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Wiss & Bouregy, P.C at the rate of \$115.00 per hour; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Wiss & Bouregy, P.C as Borough Labor Attorney through December 31, 2022 or until a successor is qualified or appointed.

ALTERNATE BOROUGH PROSECUTOR:

Mayor Ruocco presents the name of Neil A. Tortora of Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054 as Alternate Borough Prosecutor for the term expiring December 31, 2022.

[R22010](#) Authorizing the Award of a Fair and Open Contract for Alternate Borough Prosecutor

WHEREAS, the Borough of Hillsdale has a need to retain an Alternate Borough Prosecutor as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Neil A. Tortora of Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054 be the most advantageous to the Borough; and

WHEREAS, the Neil A. Tortora has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Neil A. Tortora of Morrison Mahoney LLP at the rates specified in the proposal submitted October 22, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Neil A. Tortora as Alternate Borough Prosecutor through December 31, 2022 or until a successor is qualified or appointed.

SPECIAL COUNSEL – PASCACK VALLEY REGIONAL HIGH SCHOOL WITHDRAWAL:

Mayor Ruocco presents the name of the Law Offices of Hill Wallack LLP 2 Bridge Avenue, Suite 211, The Galleria, Red Bank, NJ 07701 as Special Counsel – Pascack Valley Regional High School Withdrawal for the term expiring December 31, 2022.

[R22011](#) Authorizing the Award of a Non-Fair and Open Contract for Special Counsel – PVRHS Withdrawal

WHEREAS, the Borough of Hillsdale has a need to retain a Special Counsel for the Pascack Valley Regional High School Withdrawal as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

WHEREAS, the Borough Council has determined that Vicky Flynn of the Law Offices of Hill Wallack, LLP, 2 Bridge Avenue, Suite 211 – The Galleria, Red Bank, NJ 07701 be the most advantageous to the Borough; and

WHEREAS, the Vicky Flynn has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Vicky Flynn of the Law Offices of Hill Wallack, LLP at the rate of \$175.00 per hour and/or otherwise specified in the proposal submitted October 16, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Vicky Flynn of the Law Offices of Hill Wallack, LLP as Special Counsel for the Pascack Valley Regional High School Withdrawal through December 31, 2022 or until a successor is qualified or appointed.

BOROUGH ENGINEER:

Mayor Ruocco presents the name of Colliers Engineering & Design 53 Frontage Road Suite 110 Hampton, New Jersey 08827 for Borough Engineer for the term expiring December 31, 2022.

[R22012](#) Authorizing the Award of a Fair and Open Contract for Borough Engineer

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Engineer as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Colliers Engineering & Design located at 53 Frontage Road Suite 110 Hampton, New Jersey 08827 will be the most advantageous to the Borough; and

WHEREAS, Colliers Engineering & Design has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Colliers Engineering & Design as per the proposal of October 22, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Colliers Engineering & Design as Borough Engineer, for a one-year term ending December 31, 2022 or until a successor is qualified or appointed.

ALTERNATE PUBLIC DEFENDER:

Mayor Ruocco presents the name of Pearce Law LLC 25 Main Street, Suite 602, Hackensack, NJ 07601 for Alternate Public Defender for the term expiring December 31, 2022.

[R22013](#) Authorizing the Award of a Fair and Open Contract for Alternate Public Defender

WHEREAS, the Borough of Hillsdale has a need to retain an Alternate Public Defender as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Pearce Law, LLC 25 Main Street Suite 602 Hackensack, NJ 07601 will be the most advantageous to the Borough; and

WHEREAS, Pearce Law, LLC, has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Pearce Law, LLC at the rates specified in his proposal submitted October 22, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Pearce Law, LLC through December 31, 2022 or until a successor is qualified or appointed.

SPECIAL COUNSEL FOR WASTE MANAGEMENT ISSUE:

Mayor Ruocco presents the name of McCusker, Anselmi, Rosen & Carvelli, P.C. located at 210 Park Avenue, Suite 301, Florham Park, New Jersey 07932 for Special Council for Waste Management Issues for the term expiring December 31, 2022.

[R22014](#) Authorizing the Award of a Non-Fair and Open Contract for Special Counsel for Waste Management Issues

WHEREAS, the Borough of Hillsdale has a need to retain Special Counsel for Waste Management Issues as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and,

WHEREAS, the Borough Council has determined that the firm of McCusker, Anselmi, Rosen & Carvelli, P.C. located at 210 Park Avenue, Suite 301, Florham Park, New Jersey 07932 will be the most advantageous to the Borough; and

WHEREAS, the firm of McCusker, Anselmi, Rosen & Carvelli, P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public

Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McCusker, Anselmi, Rosen & Carvelli, P.C. for Special Counsel for Waste Management issues at a rate of \$150.00/hour plus reimbursements for reasonable expenses; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McCusker, Anselmi, Rosen & Carvelli, P.C. through December 31, 2022 or until a successor is qualified or appointed.

SPECIAL COUNSEL FOR REDEVELOPMENT:

Mayor Ruocco presents the name of McManimon, Scotland, and Baumann for Special Council for Redevelopment for the term expiring December 31, 2022.

[R22015](#) Authorizing the Award of a Non-Fair and Open Contract for Special Counsel for Redevelopment

WHEREAS, the Borough of Hillsdale has a need to retain Special Counsel for Redevelopment as a Non-Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, the Borough Council has determined that the firm of McManimon, Scotland, and Baumann 75 Livingston Avenue #201, Roseland, NJ 07068 will be the most advantageous to the Borough; and

WHEREAS, the firm of McManimon, Scotland, and Baumann has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McManimon, Scotland, and Baumann for Special Counsel for Redevelopment issues as set forth in the engagement letter dated December 20, 2021; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McManimon, Scotland, and Baumann through December 31, 2022 or until a successor is qualified or appointed.

Motion Councilmember Pizzella Second Councilmember DeRosa

Ayes: Councilmember Pizzella, Council President Trochimiuk, DeRosa, Escobar, Horvath, *Lundy *(with the exception of Resolution 22004 – Tax Appeal Counsel and Resolution 22007 – Borough Prosecutor where Councilmember Lundy recused herself)

BOARD, COMMISSION, AND TRUSTEE APPOINTMENTS:

Mayor Ruocco presents the names of the following individuals for appointment to the indicated positions and the specified terms of office.

ENVIRONMENTAL COMMISSION:

Nayda Rondon

Term Expiring 12/31/24

Rich Savino	Term Expiring 12/31/24
Fred Rubel	Term Expiring 12/31/24
Dr. Scott Beckman	Term Expiring 12/31/24
Charles DeFiglio – Alt #1	Term Expiring 12/31/23
Steve Goodman – Alt #2	Term Expiring 12/31/22

PLANNING BOARD:

Ed Alter – Class IV	Term Expiring 12/31/24
Scott Raymond – Class IV	Term Expiring 12/31/24
Meredith Kates – Class II	Term Expiring 12/31/22

OFFICE OF EMERGENCY MANAGEMENT:

Jon Najarian, OEM Deputy Coordinator	Term Expiring 12/31/22
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LIBRARY TRUSTEE – Mayor’s Alternate:

Judy Atchinson, Mayor’s Alternate	Term Expiring 12/31/22
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Motion to Record: Councilmember Horvath Second: Councilmember DeRosa
Ayes: Councilmember Lundy, Pizzella, Trochimiuk, DeRosa, Escobar, Horvath
Nays: None

Mayor Ruocco presents the names of the following individuals for appointment, with the Advice and Consent of the Council, to the indicated positions and the specified terms of office.

BOARD OF HEALTH:

Diane Ohme	Term Expiring 12/31/24
Louisa Toledo	Term Expiring 12/31/24
Chris Looes	Term Expiring 12/31/24

PLANNING BOARD MEMBER-CLASS III:

Mayor Ruocco respectfully requests that the Council nominate Zoltan Horvath to be appointed to the Planning Board as its representative as the Class III Member of the Planning Board for a one (1) year term expiring December 31, 2022.

LIBRARY TRUSTEES:

Warren Harris	Term Expiring 12/31/26
Amanda Miller	Term Expiring 12/31/26

RECREATION COMMITTEE:

John Corring	Term Expiring 12/31/26
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LOCAL ASSISTANCE BOARD:

Colette Killian	Term Expiring 12/31/25
Jack Gray	Unexpired Term 12/31/22

HILLSDALE SWIMMING POOL COMMISSION:

Dan Sullivan	Term Expiring 12/31/24
Linda Parisi	Term Expiring 12/31/24

Motion: Councilmember Lundy Second: Councilmember DeRosa
 Ayes: Councilmember Lundy, Pizzella, Trochimiuk, DeRosa, Escobar, Horvath
 Nays: None

All appointees are required to subscribe to their Oath of Office before entering upon their duties, and they are therefore asked to present themselves at the office of the Borough Clerk for this purpose on or before Friday, January 7, 2022 or prior to their first meeting.

Mayor Ruocco opened the first Public Comment period that is time limited, items on the agenda only, one topic per speaker.
 Seeing no one, Mayor Ruocco closed the first Public Comment Period.

RESOLUTIONS (Consent Agenda) R22016 through R22039:

[22016](#) Re-establishing Annual Petty Cash Funds for Borough Clerk's Office, Police Department and General Public Assistance

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county of municipality by application and resolution; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Hillsdale, County of Bergen to establish such a fund as follows:

<u>DEPARTMENT</u>	<u>ASSIGNEE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Borough Clerk	Denise Kohan	\$ 200.00	Supplies, postage.
Hillsdale Police Dept.	Robert Francaviglia	\$ 200.00	Supplies, hardware, etc.
Detective Bureau	Adam Hampton	\$ 200.00	Investigative Expenses

WHEREAS, the custodian for these funds is the Borough Clerk who is bonded for the amount of \$1,000,000; such custodian shall maintain records for their respective fund in a manner conducive to proper accounting and auditing procedures;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize such action and that two copies of this resolution be filed with the Division of Local Government Services for approval.

[22017](#) Designating Tax Search Officer for 2022

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, that Kelly Lombardi, Tax Collector, being a duly bonded Official of the Municipality, be and he is hereby designated as Official Tax Search Officer (N.J.S.A. 54:5-11) of the Borough of Hillsdale for the year 2022.

[22018](#) Authorizing Assessor to File Tax Appeals

WHEREAS, the Bergen County Tax Board requires a resolution from municipalities within Bergen County authorizing the Tax Assessor and Borough Attorney to file municipal appeals on behalf of the Borough of Hillsdale, and to file corrections and/or stipulations regarding errors in tax assessments with the Bergen County Board of Taxation; and

WHEREAS, the filing of these corrections and/or the signing of these stipulations by the Tax Assessor of the Borough of Hillsdale will relieve the taxpayer from appearing before the Bergen County Board of Taxation; and

WHEREAS, the Assessor should be authorized to file appeals when under certain circumstances the taxpayer fails to provide information to allow a proper assessment to be done;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale that the Tax Assessor and/or Borough Attorney for Tax Appeals be and are hereby authorized to sign stipulations with the Bergen County Board of Taxation concerning those properties wherein errors are made and to file appeals when appropriate and in the best interest of the Borough of Hillsdale;

BE IT FURTHER RESOLVED, that the Tax Assessor and the Borough Attorney for Tax Appeals for the Borough of Hillsdale are hereby authorized to file municipal appeals for both procedural and substantive reasons.

[22019](#) Public Agency Compliance Officer for 2022

WHEREAS, in accordance with N.J.A.C. 17:27-3.5 a Public Agency must annually designate an officer to serve as its Public Agency Compliance Officer; and

WHEREAS, the Public Agency Compliance Officer is responsible for assuring that no public contract may be awarded nor any monies paid until the contractor has agreed to contract performance which complies with the approved Affirmative Action Plan; and

WHEREAS, it is deemed necessary that the Public Agency (the Borough of Hillsdale) shall designate an officer or employee to serve as Public Agency Compliance Officer (P.A.C.O.), whose name title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

WHEREAS, the P.A.C.O. is the liaison official for matters concerning P.L. 1975, c. 127 (N.J.A.C. 17:27) and should have the authority to make the appropriate correction(s) to the Borough of Hillsdale's contracting procedures if required; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale hereby appoint Christopher Tietjen as Public Agency Compliance Officer in the Borough of Hillsdale for the year 2022, and that the Borough Clerk is hereby directed to file a copy of this resolution with the Department of the Treasury, Affirmative Action Office, CN-209, Trenton, New Jersey 08625-0209.

[22020](#) Designate Official Newspapers

BE IT RESOLVED, the Mayor and Council desire to designate the following listed newspapers as official news media for the Borough of Hillsdale for 2022:

The Ridgewood News
The Record
Star Ledger
Community Life
Pascack Press

22021 Authorize Chief Municipal Financial Officer Authority to Pay Certain Obligations as needed

WHEREAS, it is the best interest of the Borough of Hillsdale to grant authority to the Chief Municipal Financial Officer to pay certain obligations when due and owing prior to the regular payment of bills; and

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the Chief Municipal Financial Officer be designated to pay the following as needed and is necessary for the orderly operation of the Borough of Hillsdale:

Association Meetings/Educational Sessions/Conference Costs
Bergen County Taxes – Regular & Open Space
Borough Payrolls including Social Security/Medicare
Debt Payments – Bonds, Notes & Loans, Principal & Interest
Gasoline/Diesel Vendors
Boards of Education
Postmaster
Healthcare Reimbursements
Health & Dental Insurance Premiums
Lease Payments (previously authorized)
Life Insurance Premiums
Petty Cash
Purchases Associated with Borough Events (including Recreation)
Sewer Disposal – BCUA
State or County Permit Applications/Fees
Utilities
Employee Reimbursements

All payment of bills will be formally signed and approved at the next scheduled Council meeting.

22022 Establish Change Funds

WHEREAS, it is the desire of the Borough of Hillsdale, County of Bergen, to establish a change fund for the following offices as listed:

DEPARTMENT	DESIGNEE	AMOUNT
Stonybrook Swim Pool Commission	Patricia Hughes	\$100.00

Finance	Gioia Cassidy	\$100.00
Municipal Court	Jennifer Lacey	\$100.00

NOW, THEREFORE BE IT RESOLVED, that the Mayor and governing body hereby authorizes such action.

22023 Authorize Approval of JIF/MEL Risk Management Agreement

WHEREAS, the Borough of Hillsdale is a member of the Bergen County Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund; and

WHEREAS, the bylaws of the Funds require that each municipality appoint a Risk Management Consultant to perform various professional services detailed in the bylaws; and

WHEREAS, the bylaws for the Municipal Excess Liability Joint Insurance Fund and Bergen County Municipal Joint Insurance Fund indicate a minimum fee equal to six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and is included in the assessment for this Fund; and

WHEREAS, the judgmental nature of the Risk Management Consultant’s duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Hillsdale does hereby appoint Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 in accordance with the Fund’s bylaws for the period of January 1, 2022 through December 31, 2022 or until a successor is qualified or appointed; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the consultant’s agreement annexed hereto, subject to approval of the Borough Attorney as to form and substance, and to cause notice of the decision to be published according to N.J.S.A. 40A:11-5(1)(a)(I).

22024 Resolution to Affirm the Borough of Hillsdale’s Civil Rights Policy with Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, and Members of the Public that come into contact with Municipal Employees, Officials and Volunteers

WHEREAS, it is the policy of the Borough of Hillsdale (hereinafter called the “Borough”) to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of the Borough of Hillsdale has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council that:

Section 1: No official, employee, appointee or volunteer of the Borough of Hillsdale by whatever title known, or any entity that is in any way a part of the Borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough's business or using the facilities or property of the Borough.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough to provide services that otherwise could be performed by the Borough.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough in order for the public to be made aware of this policy and the Borough's commitment to the implementation and enforcement of this policy.

[22025](#) Award and Execution of Contract for Animal Control Services Contract

WHEREAS, the Borough of Hillsdale received one (1) quote for animal services for the year 2022;
and

WHEREAS, the Borough Administrator reviewed and evaluated said quote; and recommends an award of contract to:

Tyco Animal Control Service
1 Stout Lane
Ho-Ho-Kus, New Jersey 07423

In the amount of \$13,380.00 for the period of January 1, 2022 through December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor be authorized to execute said contract between the Borough of Hillsdale and Tyco Animal Control Services.

[22026](#) Approve Organizations to be included in the Quasi Entities

BE IT RESOLVED that the following list, by class be included in the insurance program for the Borough of Hillsdale as Quasi Entities:

QUASI I: Hillsdale Public Safety Associations and Auxiliaries

QUASI II: Hillsdale Volunteer Ambulance Corps and Fire Department

QUASI IV: Hillsdale Baseball & Softball Association
Hillsdale Football Association
Hillsdale Soccer Association
Hillsdale Hoops Association
Pascack Lacrosse

[22027](#) Appointing Christopher Tietjen as Representative of the Borough of Hillsdale to the Bergen County Municipal Joint Insurance Fund and the Municipal Excess Liability Fund

WHEREAS, the Borough of Hillsdale is a member of the Bergen County Joint Insurance Fund and the Municipal Excess Liability Fund; and

WHEREAS, the Mayor and Council of the Borough of Hillsdale must appoint an individual as the representative of the Borough of Hillsdale to the Joint Insurance Fund and the Municipal Excess Liability Fund; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale, in the County of Bergen, in the State of New Jersey, that Christopher Tietjen is hereby appointed as the representative of the Borough of Hillsdale to the Bergen County Joint Insurance Fund and the Municipal Excess Liability Fund and that Denise Kohan, Borough Clerk is hereby appointed as the alternate to Christopher Tietjen as representative of the Borough of Hillsdale to the Bergen County Joint Insurance Fund and the Municipal Excess Liability Fund.

[22028](#) Resolution Appointing an Animal Control Officer for the Borough of Hillsdale

WHEREAS, the Borough of Hillsdale is in need of an individual to perform the services of Animal Control Officer and Cruelty Investigator for the Borough of Hillsdale; and

WHEREAS, the Chief of Police and the Borough of Hillsdale has recommended the appointment of Police Officer Corey Rooney to take over the roll as the Borough's Animal Control Officer and Animal Cruelty Investigator; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, County of Bergen and State of New Jersey that Police Officer Corey Rooney is hereby appointed as the Animal Control Officer and Animal Cruelty Investigator for the Borough of Hillsdale commencing on January 1, 2022 and ending December 31, 2022.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Police Department for their records.

22029 Establishment of Interest Rate on Delinquent Taxes

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, in the County of Bergen and State of New Jersey, that the rate of interest on delinquent taxes and Borough charges shall not exceed 8% per annum on the first \$1,500 of the delinquency, and 18% per annum on any amount in excess of \$1,500 remaining unpaid, until the entire delinquency is satisfied; and

BE IT FURTHER RESOLVED, that a six (6) percent penalty shall be levied on all delinquencies, including interest thereon, in excess of \$10,000 after December 31, 2022; and

BE IT FURTHER RESOLVED, that if the Office of the Collector of Taxes is closed on the tenth day of the month in which taxes are due, the interest grace period shall be extended to include the first business day thereafter. Any tax payments received after the close of business on the last day of the grace period shall be considered delinquent, and interest will be due and payable calculated from the date the tax was payable (prior to the application of the grace period) until the date of actual payment.

22030 Resolution Adopting a Cash Management Plan for 2022 Cash Management Plan

WHEREAS, P.L. 1983, Chapter 8, Local Fiscal Affairs Law, N.J.S.A. 40A:5-14 requires that each municipality designate a Cash Management Plan for the deposit of local unit's monies; and

WHEREAS, the Cash Management Plan for the Borough of Hillsdale is attached hereto and made a part of this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale, that they hereby adopt the attached Cash Management Plan.

BE IT FURTHER RESOLVED, that the signature of the Mayor, Borough Administrator and, Borough Clerk are hereby authorized as Official Signatories

22031 Designated Drivers of Borough Vehicles

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on file in the Office of the Borough Clerk, those being a volunteer firefighter of the Fire Department of the Borough of Hillsdale, are hereby designated and appointed as drivers of fire vehicles of the Fire Department of the Borough of Hillsdale; and

WHEREAS, that in the event of an emergency requiring the driving and operation of any fire vehicle of the Borough of Hillsdale in the absence or disability of any of the aforementioned persons every other firefighter of the Fire Department of the Borough of Hillsdale in good standing and active, be and the same is hereby authorized and appointed as a driver of said fire vehicle for and during the duration of such emergency and for and during the absence of other disability of the foregoing named persons; and

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on file in the office of the Borough Clerk, being a member of the Hillsdale Police Department, including Special Officers and Police Matron, are hereby designated and appointed as drivers of police vehicles of the Police Department of the Borough of Hillsdale; and

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on file in the office of the Borough Clerk, being a member of the Hillsdale Department of Public Works, are hereby designated and appointed as drivers of vehicles of the Department of Public Works of the Borough of Hillsdale; and

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on file in the office of the Borough Clerk, being employees of the Borough of Hillsdale, are hereby designated and appointed as drivers of vehicles of the Borough of Hillsdale; and

BE IT RESOLVED, that this resolution may, from time-to-time hereafter, be amended and supplemented by resolution or resolutions amending or supplementing the schedules filed in the office of the Borough Clerk and that this resolution shall hereupon be effective with respect to the persons named upon such amendatory and supplementary resolutions; and

BE IT FURTHER RESOLVED, that the persons hereinbefore designated as drivers of motor vehicles be instructed that in the event, they have been convicted of a motor violation, had their license suspended or revoked, they shall not drive Borough Vehicles and they shall immediately give written notice of said suspension or revocation to the Department Head and the Borough Council of the Borough of Hillsdale; and

NOW, THEREFORE BE IT RESOLVED, said appointments to be for the period commencing as of the date hereof and terminating on December 31, 2022, and thereafter until their successors shall be appointed and qualify.

[22032](#) Resolution Authorizing the Contract for CDL Random Drug & Alcohol Testing Services

WHEREAS, CDL random drug and alcohol testing of all license holders is required as per N.J.A.C. 17:27; and

WHEREAS, the Borough of Hillsdale desires to enter into a contract for Professional Services with Valley Health System, 15 Essex Road, Suite 206, Paramus, NJ 07652; and

WHEREAS, the term of aforesaid contract shall be from January 1, 2022 through December 31, 2022; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council Authorize the Borough Administrator to enter into an agreement with Valley Health System for the 2022 CDL Random Drug and Alcohol Program.

[22033](#) Resolution Authorizing the Borough to Enter into a Service Agreement for Certified Recycling Professional (CRP) to Prepare the Annual Recycling Tonnage Report

WHEREAS, it is required to submit a mandated Annual Recycling Tonnage Report as required by the New Jersey Recycling Enhancement Act (“REA”) P.L. 2008, Chapter 6; and

WHEREAS, such report is to be submitted via email to the New Jersey Department of Environmental Protection (“NJDEP”) on or before April 30th of each year; and

WHEREAS, the Borough of Hillsdale is desirous of entering into a Service Agreement for retaining and providing CRP services of the Authority for signing and submitting of said Annual Recycling Tonnage Report; and

WHEREAS, the Borough shall retain the services of the Authority for a CRP that will be responsible for signing and submitting of said report to the NJDEP on or before April 30, 2022;

WHEREAS, the Borough designates the Superintendent of Public Works as the preparer of the report.

NOW, THEREFORE, BE IT RESOLVED that the term of this Service Agreement shall be for a term of one (1) year commencing January 1, 2022.

BE IT FURTHER RESOLVED that the Mayor is authorized to enter into such agreement with the Bergen County Utility Authority for such services.

[22034](#) Resolution Approving Interlocal Services Agreement – Mutual Aid Plan & Rapid Deployment Force

WHEREAS, the police departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

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

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

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

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

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

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

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

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

[22035](#) Resolution Approving a Mutual Agreement Between the Borough of Hillsdale Fire Department and the Borough of Oradell Fire Department

WHEREAS, the Fire Departments of the Boroughs of Hillsdale and Oradell, in the County of Bergen and the State of New Jersey, have mutually established a Cover-up and Assistance Program for better fire protection in the two communities; and

WHEREAS, the Borough of Hillsdale wishes to continue to participate in said program;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale that this mutual agreement between the Fire Departments of the Borough of Hillsdale and the Borough of Oradell by hereby approved, details of which are in the possession of the respective Fire Chiefs; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Mayor and Council of the Borough of Oradell and to the Fire Department.

[22036](#) Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the Borough of Hillsdale, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

[Link to enforcement guidance in employment decisions under title VII of the Civil Rights Act of 1964](#)

22037 Resolution Establishing Temporary Budget Appropriations for 2022

WHEREAS, N.J.S. 40:4-19 provides that where contracts, commitments or payments are to be made prior to final adoption of the 2022 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty (30) days of January, 2022, and

WHEREAS, said total temporary appropriations are limited to 26.25% of the total appropriations in the 2021 Budget exclusive of any appropriations made for debt service, capital improvement fund and public assistance in the said 2021 Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the following temporary appropriations be made and certified copy of this resolution be transmitted to the Treasurer for his records.

TEMPORARY BUDGET - MUNICIPAL OPERATIONS

2-01-20-100-011	Salary and Wages - Regular	40,950.00
2-01-20-100-026	Computer Maintenance	6,300.00
2-01-20-100-028	Contractual Services	2,100.00
2-01-20-100-036	Office Supplies	1,312.50
2-01-20-100-042	Education & Training	787.50
2-01-20-100-044	Memberships / Subscriptions	393.75
2-01-20-100-045	Travel	131.25
2-01-20-100-136	Other Supplies	131.25

2-01-20-100-207	New Equipment	262.50
2-01-20-103-022	Postage	262.50
2-01-20-103-023	Printing Services	525.00
2-01-20-103-028	Contractual Services	1,050.00
2-01-20-103-058	New Equipment	262.50
2-01-20-110-011	Salary and Wages - Regular	11,812.50
2-01-20-110-030	Recognition/Awards	1,312.50
2-01-20-110-036	Office Supplies	131.25
2-01-20-110-042	Education & Training	157.50
2-01-20-110-044	Memberships & Subscriptions	656.25
2-01-20-110-045	Travel	315.00
2-01-20-120-011	Salary and Wages - Regular	25,068.75
2-01-20-120-021	Legal Advertising	1,050.00
2-01-20-120-022	Postage	2,756.25
2-01-20-120-027	Legal Miscellaneous	52.50
2-01-20-120-028	Contractual Services	525.00
2-01-20-120-036	Office Supplies	525.00
2-01-20-120-041	Conferences & Meetings	393.75
2-01-20-120-042	Education & Training	262.50
2-01-20-120-044	Memberships & Subscriptions	196.88
2-01-20-120-058	New Equipment	262.50
2-01-20-120-100	Election Expense	3,675.00
2-01-20-120-101	Ordinance Codification	1,312.50
2-01-20-130-011	Salary & Wages - Regular	51,187.50
2-01-20-130-026	Computer Maintenance	1,575.00
2-01-20-130-028	Financial Management	8,400.00
2-01-20-130-029	Payroll Services	4,725.00
2-01-20-130-036	Office Supplies	262.50
2-01-20-130-041	Conferences & Meetings	393.75
2-01-20-130-042	Education & Training	157.50
2-01-20-130-045	Surplus Equipment Auction Fees	157.50
2-01-20-130-058	New Equipment	157.50
2-01-20-130-100	Fixed Asset Inventory	393.75
2-01-20-130-101	Professional Services	157.50
2-01-20-130-102	Banking/CCard Charges	52.50
2-01-20-135-028	Audit Services O/E	7,350.00
2-01-20-145-011	Salary & Wages - Regular	6,562.50
2-01-20-145-021	Legal Advertising	91.88
2-01-20-145-022	Postage	1,260.00
2-01-20-145-023	Tax Bills	1,050.00
2-01-20-145-026	Computer Maintenance	997.50
2-01-20-145-027	New Equipment	262.50
2-01-20-145-036	Office Supplies	157.50
2-01-20-145-041	Conferences & Meetings	288.75
2-01-20-145-042	Education & Training	288.75
2-01-20-145-044	Memberships / Subscriptions	105.00
2-01-20-145-045	TRAVEL	65.63
2-01-20-150-011	Salary & Wages - Regular	6,562.50

2-01-20-150-022	Postage	210.00
2-01-20-150-026	Computer Maintenance	603.75
2-01-20-150-028	Expert Appraising	1,575.00
2-01-20-150-036	Office Supplies	52.50
2-01-20-150-042	Education & Training	39.38
2-01-20-150-044	Memberships / Subscriptions	65.63
2-01-20-150-045	Travel	26.25
2-01-20-150-046	Assessment Notices	538.13
2-01-20-155-112	Borough Attorney	18,375.00
2-01-20-155-113	Special Counsel - PVRHS	5,250.00
2-01-20-155-114	Special Counsel - Bond Counsel	787.50
2-01-20-155-115	Special Counsel - Labor Attorney	7,875.00
2-01-20-155-116	Special Counsel - Tax Appeal Attorney	2,625.00
2-01-20-155-117	Special Counsel - Transfer Station	5,250.00
2-01-20-155-118	Special Counsel - Redevelopment Counsel	6,562.50
2-01-20-155-121	Planning Board Attorney	6,562.50
2-01-20-165-101	Borough Engineer	14,437.50
2-01-20-165-102	Special Projects Engineer	3,937.50
2-01-20-165-120	Planning Board Engineer Retainer	0.00
2-01-20-165-121	Planning Board Engineer	6,562.50
2-01-20-166-036	Office Supplies	78.75
2-01-20-166-042	Education & Training	52.50
2-01-20-166-044	Memberships & Subscriptions	105.00
2-01-21-180-011	Planning Board - S&W Regular	3,675.00
2-01-21-180-021	Legal Advertising	525.00
2-01-21-180-029	Contractual Services	525.00
2-01-21-180-036	Office Supplies	525.00
2-01-21-180-100	Planning Board Planner	2,231.25
2-01-21-180-200	Borough Planner	2,625.00
2-01-21-180-201	Borough Redevelopment Planner	3,937.50
2-01-21-185-012	Salary & Wages - Regular	6,562.50
2-01-21-185-029	Contractual Services	1,312.50
2-01-21-185-036	Office Supplies	15.75
2-01-21-185-041	Conferences & Meetings	39.38
2-01-21-185-042	Education & Training	39.38
2-01-21-185-044	Memberships / Subscriptions	19.69
2-01-22-195-011	Salary & Wages - Regular	43,837.50
2-01-22-195-022	Postage	47.25
2-01-22-195-026	Computer Maintenance	1,246.88
2-01-22-195-028	Payroll Services	170.63
2-01-22-195-029	Contractual Services	262.50
2-01-22-195-036	Office Supplies	262.50
2-01-22-195-042	Education & Training	196.88
2-01-22-195-044	Memberships / Subscriptions	32.81
2-01-22-195-074	UCC Gasoline	590.63
2-01-22-195-076	UCC Telephone	787.50
2-01-22-195-140	Social Security	3,937.50
2-01-22-195-201	Insurance - Medical	8,400.00

2-01-22-195-202	Insurance - Dental	262.50
2-01-22-195-203	Insurance - Life	15.75
2-01-22-195-210	UCC - Liability Insurance	511.88
2-01-22-195-215	UCC - Workers' Compensation	2,100.00
2-01-22-195-300	PERS	5,225.85
2-01-22-195-301	DCRP	157.50
2-01-23-210-101	Liability - Flood	4,462.50
2-01-23-210-102	Liability - Train Station	787.50
2-01-23-210-103	Insurance - Liability/Auto	22,575.00
2-01-23-210-104	Insurance - Property	14,962.50
2-01-23-210-105	Insurance - Environmental Liability	787.50
2-01-23-210-106	Insurance - Public Officials / EPL	12,337.50
2-01-23-215-100	WORKERS' COMPENSATION	49,875.00
2-01-23-220-100	Insurance - Life	525.00
2-01-23-220-101	Insurance - Disability	1,312.50
2-01-23-220-102	Insurance - Medical	321,825.00
2-01-23-220-103	Insurance - Dental	17,062.50
2-01-23-220-104	Fire - Life	1,890.00
2-01-23-220-106	Insurance - NJ SHBP Waiver	5,775.00
2-01-25-240-011	Salary & Wages - Regular	565,568.06
2-01-25-240-014	Salary & Wages - Overtime	26,250.00
2-01-25-240-016	Salary & Wages - Senior Bonus	4,068.75
2-01-25-240-017	Salary & Wages - Holiday	11,943.75
2-01-25-240-018	Salary & Wages - Crossing Guard	41,989.76
2-01-25-240-022	Postage	52.50
2-01-25-240-023	Copier Usage	446.25
2-01-25-240-026	Computer Maintenance	918.75
2-01-25-240-027	Maintenance of Other Equipment	656.25
2-01-25-240-029	Contractual Services	16,091.78
2-01-25-240-030	Other Supplies	787.50
2-01-25-240-032	Clothing & Uniforms	2,362.50
2-01-25-240-036	Office Supplies	787.50
2-01-25-240-037	E-TICKETS	656.25
2-01-25-240-040	Ammunition & Range Fees	1,968.75
2-01-25-240-041	Chief/Director Expense	144.38
2-01-25-240-042	Education & Training	2,625.00
2-01-25-240-044	Memberships / Subscriptions	656.25
2-01-25-240-045	Travel	918.75
2-01-25-240-058	New Equipment	7,875.00
2-01-25-240-092	Medical Expense	2,362.50
2-01-25-240-100	Miscellaneous	459.38
2-01-25-240-101	R&M - Traffic Lights	157.50
2-01-25-240-102	R&M - Other Equipment	196.88
2-01-25-240-103	R&M - Radio Maintenance	196.88
2-01-25-241-011	Salaries & Wages - Regular	10,106.25
2-01-25-250-019	Salary & Wages - Regular	33,519.15
2-01-25-250-020	Salaries & Wages - Overtime	2,937.11
2-01-25-252-011	Salary & Wages - Regular	1,312.50

2-01-25-252-036	Office Supplies	26.25
2-01-25-252-041	Chief/Director Expense	65.63
2-01-25-252-060	New Equipment	656.25
2-01-25-260-100	Check Processing	2,625.00
2-01-25-260-101	Cash Support	7,875.00
2-01-25-265-011	Salary and Wages - Regular	7,350.00
2-01-25-265-026	Computer Maintenance	367.50
2-01-25-265-027	Maintenance of Other Equipment	1,575.00
2-01-25-265-029	Contractual Services	812.44
2-01-25-265-030	Other Supplies	656.25
2-01-25-265-032	Clothing & Uniforms	4,987.50
2-01-25-265-036	Office Supplies	262.50
2-01-25-265-042	Education & Training	1,312.50
2-01-25-265-044	Memberships / Subscriptions	262.50
2-01-25-265-054	Radio Renovation	656.25
2-01-25-265-056	Replacement Exist Fire Equip	1,312.50
2-01-25-265-058	New Equipment	1,312.50
2-01-25-265-090	Car Insurance	105.00
2-01-25-265-093	Medical Expenses	131.25
2-01-25-265-102	Equipment Testing	1,443.75
2-01-25-265-103	M&R Fire Extinguisher	157.50
2-01-25-265-104	Breathing Equipment	892.50
2-01-25-265-105	Turnout Gear	1,050.00
2-01-25-265-106	Fire Prevention Supplies	787.50
2-01-25-266-011	Salary and Wages - Regular	12,600.00
2-01-25-266-022	Postage	52.50
2-01-25-266-026	Computer Maintenance	288.75
2-01-25-266-027	Maintenance of Other Equipment	131.25
2-01-25-266-036	Office Supplies	131.25
2-01-25-266-042	Education & Training	26.25
2-01-25-266-044	Membership / Subscriptions	13.13
2-01-25-266-058	New Equipment	131.25
2-01-25-266-100	Miscellaneous	52.50
2-01-25-268-022	LOSAP Ambulance Corps	7,875.00
2-01-25-268-024	LOSAP Fire Department	10,237.50
2-01-25-275-101	Professional Services	3,281.25
2-01-26-290-011	Salary & Wages - Regular	150,937.50
2-01-26-290-013	Salary & Wages - Seasonal	15,225.00
2-01-26-290-014	Salary & Wages - Overtime	10,500.00
2-01-26-290-015	Salary & Wages - Standby	5,250.00
2-01-26-290-024	Building Maintenance	1,312.50
2-01-26-290-026	Maintenance of Other Equipment	787.50
2-01-26-290-029	Contractual Services	3,937.50
2-01-26-290-030	Materials	14,437.50
2-01-26-290-032	Clothing & Uniforms	1,706.25
2-01-26-290-036	Office Supplies	315.00
2-01-26-290-042	Education & Training	787.50
2-01-26-290-044	Memberships / Subscriptions	65.63

2-01-26-290-050	New Equipment	4,593.75
2-01-26-290-100	Miscellaneous	656.25
2-01-26-290-101	Equipment Rental	787.50
2-01-26-290-102	Other Supplies	656.25
2-01-26-290-103	Pruning & Removal of Trees	17,062.50
2-01-26-290-104	Street & Traffic Signs	1,312.50
2-01-26-290-105	Drainage Maint & Construction	393.75
2-01-26-290-106	Radio Renovation	393.75
2-01-26-290-107	R&M - Misc Vehicle Repairs	131.25
2-01-26-290-108	Snow Removal - Contractual	11,081.70
2-01-26-290-110	Reimbursements	393.75
2-01-26-290-111	Garbage Truck Rental	17,062.50
2-01-26-305-029	Disposal Contract	157,500.00
2-01-26-305-031	Tipping Fees	81,375.00
2-01-26-305-101	Licenses & Permits	1,050.00
2-01-26-306-100	Vegetative Waste Disposal	25,725.00
2-01-26-306-102	Recyclable Material Disposal	13,125.00
2-01-26-306-103	Leaf Disposal	19,687.50
2-01-26-310-021	Building Maintenance Borough Hall	3,937.50
2-01-26-310-022	Building Maintenance DPW	1,837.50
2-01-26-310-023	Building Maintenance FD	2,625.00
2-01-26-310-024	Building Maintenance Other	1,168.13
2-01-26-310-025	Building Maintenance PD	262.50
2-01-26-310-026	Maintenance of Other Equipment	1,050.00
2-01-26-310-029	Contractual Services	5,512.50
2-01-26-310-058	Other Equipment & Supplies	1,575.00
2-01-26-310-101	Licenses & Permits	78.75
2-01-26-310-102	Building Improvements	997.50
2-01-26-310-221	Train Station	879.38
2-01-26-310-224	Building Maintenance	262.50
2-01-26-310-226	Maintenance of Other Equipment	13.13
2-01-26-310-229	Contractual Services	656.25
2-01-26-315-101	Police Dept - Vehicle Maintenance	3,937.50
2-01-26-315-201	Fire Dept - Vehicle Maintenance	2,362.50
2-01-26-315-301	Road-Veh Parts & Acc	14,490.00
2-01-26-315-504	Vehicle Maintenance Contingent	656.25
2-01-26-490-021	NJDEP Stormwater Permit O/E	787.50
2-01-27-330-011	Salary & Wages - Regular	21,026.25
2-01-27-330-021	Advertising	26.25
2-01-27-330-029	Contractual Services	17,784.38
2-01-27-330-036	Office Supplies	78.75
2-01-27-330-041	Conferences & Meetings	131.25
2-01-27-330-042	Education & Training	78.75
2-01-27-330-044	Memberships / Subscriptions	65.63
2-01-27-330-046	Access for All Expenditures	262.50
2-01-27-330-060	New Equipment	393.75
2-01-27-330-100	Miscellaneous	26.25
2-01-27-330-101	Laboratory Testing	131.25

2-01-27-330-102	Medical Supplies	170.63
2-01-27-330-103	Public Health Programs	131.25
2-01-27-345-011	Salary & Wages - Regular	4,462.50
2-01-27-345-042	Education & Training	78.75
2-01-28-370-011	Salary & Wages - Regular	4,725.00
2-01-28-370-021	Advertising	39.38
2-01-28-370-022	Postage	9.19
2-01-28-370-029	Contractual Services	708.75
2-01-28-370-036	Office Supplies	105.00
2-01-28-370-042	Education & Training	65.63
2-01-28-370-066	Recreation Supplies	1,223.25
2-01-28-370-101	Team Recognition	26.25
2-01-28-370-102	Fish	315.00
2-01-28-370-103	Medical Insurance	525.00
2-01-28-370-104	Dental Insurance	21.00
2-01-28-370-105	PERS	351.75
2-01-28-370-411	Salary & Wages - Regular	9,187.50
2-01-28-370-425	Senior Citizen Activities	2,625.00
2-01-28-370-426	Trips	918.75
2-01-28-370-427	Telephone - Cellular	70.88
2-01-28-370-428	COMMUNITY TRANSP - FUEL	826.61
2-01-28-370-430	Medical Insurance	525.00
2-01-28-370-431	Dental Insurance	21.00
2-01-28-370-432	PERS	351.75
2-01-28-375-011	Salary & Wages - Regular	26,250.00
2-01-28-375-013	Salary & Wages - Seasonal	1,837.50
2-01-28-375-026	Maintenance of Other Equipment	1,837.50
2-01-28-375-029	Contractual Services	17,325.00
2-01-28-375-031	Fertilizer, Stone,Clay Etc.	3,937.50
2-01-28-375-038	New Equipment	2,625.00
2-01-28-375-101	Grounds Improvements	1,312.50
2-01-28-375-102	R&M - 1994 Infield Machine	262.50
2-01-28-375-104	Weather Alert	262.50
2-01-29-390-011	Salary & Wages - Regular	89,276.25
2-01-29-390-024	Building Maintenance	7,008.75
2-01-29-390-029	Disposal Services	787.50
2-01-29-390-030	Materials	131.25
2-01-29-390-132	Payroll Services	393.75
2-01-29-390-140	Social Security	6,851.25
2-01-29-390-190	Insurance - Life	52.50
2-01-29-390-191	Insurance - NJ SHBP Waiver	1,312.50
2-01-29-390-192	Insurance - Workers' Compensation	433.13
2-01-29-390-193	Insurance - Medical	7,704.38
2-01-29-390-195	Insurance - Dental	918.75
2-01-29-390-197	Insurance - Liability	3,412.50
2-01-29-390-200	Unemployment Insurance	472.50
2-01-29-390-281	Cash Support of Public Library	35,455.88
2-01-29-390-300	PERS	9,896.25

2-01-29-390-310	DCRP	551.25
2-01-30-415-021	Accumulated Absences	6,562.50
2-01-30-420-021	Memorial Day Parade	1,312.50
2-01-30-420-022	Town Day	1,706.25
2-01-31-430-020	Gas & Electric - Police	5,250.00
2-01-31-430-021	Gas & Electric - Fire	2,625.00
2-01-31-430-022	Gas & Electric - Centennial	3,937.50
2-01-31-430-023	Gas & Electric - Buildings & Grounds	49,875.00
2-01-31-430-024	Gas & Electric - Train Station	525.00
2-01-31-430-025	Gas & Electric - Condos	262.50
2-01-31-440-020	Telephone - A&E	6,300.00
2-01-31-440-021	Telephone - Police	4,725.00
2-01-31-440-024	Telephone - Ambulance	236.25
2-01-31-440-025	Telephone - Road Dept.	787.50
2-01-31-445-021	Water - Fire	1,050.00
2-01-31-445-023	Water - B&G	1,837.50
2-01-31-445-024	Water - Train Station	787.50
2-01-31-445-025	Water - Beechwood Park	5,512.50
2-01-31-445-026	Water - Centennial Field	1,575.00
2-01-31-445-027	Water - Fire Hydrants	49,875.00
2-01-31-455-021	Operating	198,450.00
2-01-31-455-022	Debt Service	75,337.50
2-01-31-460-021	Gas & Diesel - Police	3,937.50
2-01-31-460-023	Gas & Diesel - Fire	1,050.00
2-01-31-460-024	Gas & Diesel - Ambulance	1,575.00
2-01-31-460-025	Gas & Diesel - Street & Road	1,837.50
2-01-31-460-026	Gas & Diesel - Garbage & Trash	4,987.50
2-01-31-460-027	Gas & Diesel - Fire Prevention	262.50
2-01-32-465-021	Recycling Tax Other Expenses	3,675.00
2-01-35-470-020	CONTINGENT	17,062.50
	PUBLIC EMPLOYEES RETIREMENT	
2-01-36-471-000	SYSTEM	47,581.54
2-01-36-472-000	SOCIAL SECURITY TAXES	48,562.50
2-01-36-474-000	DCRP	4,200.00
2-01-36-475-000	POLICE & FIREMAN'S RETIREMENT	170,131.76
2-01-41-700-007	Body Armor Fund - Federal DOJ	665.63
2-01-41-700-017	Jif Accreditation	656.25
2-01-42-100-020	PISTOL RANGE - RIVERVALE	656.25
2-01-42-200-011	Salary and Wages - Regular	40,507.43
2-01-42-200-027	Maintenance of Other Equipment	840.00
2-01-42-200-032	Clothing & Uniforms	262.50
2-01-42-200-040	Ammunition & Range Fees	367.50
2-01-42-200-092	Medical Expense	262.50
2-01-42-200-200	Social Security Employer Share	3,675.00
2-01-42-200-201	Medicare Employer Share	105.00
2-01-42-200-202	NJ Unemployment Employer Share	26.25
2-01-42-250-011	Salary and Wages - Regular	13,650.00
2-01-42-250-032	Clothing & Uniforms	393.75

2-01-42-250-040	Ammunition & Range Fees	525.00
2-01-42-250-042	Education & Training	262.50
2-01-42-250-058	New Equipment	393.75
2-01-42-250-092	Medical Expense	131.25
2-01-42-250-200	Social Security Employer Share	1,312.50
2-01-42-300-001	9-1-1 PSAP - BOROUGH OF PARAMUS	1,443.75
2-01-43-490-011	Salary and Wages - Regular	21,262.50
2-01-43-490-022	Postage	78.75
2-01-43-490-029	Contractual Services	656.25
2-01-43-490-036	Office Supplies	525.00
2-01-43-490-044	Professional Develop/Dues/Subscriptions	236.25
2-01-43-490-045	Travel	78.75
2-01-43-490-060	New Equipment	131.25
2-01-43-495-029	Contractual Services	1,181.25
2-01-44-900-100	Capital Improvement Fund	100,000.00
2-01-45-900-100	BOND PRINCIPAL	127,312.50
2-01-45-900-101	BOND INTEREST	2,068.83
2-01-45-900-102	INTEREST ON NOTES	2,976.75
2-01-45-900-103	PRINCIPAL OF NOTES	26,617.76
2-01-50-899-000	RESERVE FOR UNCOLLECTED TAXES	203,437.50

TEMPORARY BUDGET - STONYBROOK OPERATIONS

2-05-55-502-503	Salary and Wages - Regular	30,030.00
2-05-55-502-505	Salary and Wages-Season & Temp	32,812.50
2-05-55-502-507	Salary and Wages - Gate	6,300.00
2-05-55-502-509	Salary and Wages - Maintenance	6,562.50
2-05-55-502-513	Salary and Wages - Secr/Book	1,312.50
2-05-55-502-515	Salary and Wages - DPW Assist	525.00
2-05-55-502-522	Advertising	787.50
2-05-55-502-524	Office Supplies	525.00
2-05-55-502-525	Cleaning Supplies	2,100.00
2-05-55-502-526	Postage	9.19
2-05-55-502-528	Maint/Repairs to Equipment	3,281.25
2-05-55-502-530	Education/Dues	262.50
2-05-55-502-532	Telephone/WiFi	1,050.00
2-05-55-502-534	Miscellaneous	78.75
2-05-55-502-540	Software Maintenance	656.25
2-05-55-502-542	Public Relations	787.50
2-05-55-502-544	Auditor	2,362.50
2-05-55-502-548	Utilities	17,062.50
2-05-55-502-550	Contractual Services	65,396.10
2-05-55-502-554	Payroll Charges	1,050.00
2-05-55-502-556	Uniforms	1,365.00
2-05-55-502-557	BCUA Sewage Fees	2,100.00
2-05-55-502-559	Vegetative Waste Disposal	1,065.75
2-05-55-502-560	Pool Chemicals	6,037.50

2-05-55-502-562	Insurance - Liability	4,541.25
2-05-55-502-570	Grnds & Building Supplies	262.50
2-05-55-502-572	Swim Team	262.50
2-05-55-502-575	Legal	315.00
2-05-55-502-588	Social Security	6,081.26
2-05-55-502-700	PERS	1,758.75
2-05-55-502-701	DCRP	47.25
2-05-55-502-990	Insurance-Life	13.13
2-05-55-502-993	Insurance-Medical	2,362.50
2-05-55-502-995	Insurance-Dental	105.00
2-05-55-511-002	Bond Ordinance Downpayment	5,643.75
2-05-55-520-000	BOND PRINCIPAL PAYMENTS	18,375.00
2-05-55-522-000	BOND INTEREST PAYMENT	186.62
2-05-55-530-003	DEFICIT IN OPERATIONS PRIOR YEARS	8,191.24

[22038](#) Resolution Authorizing Continuation with the County of Bergen in the Cooperative Purchasing

WHEREAS, Ordinance No. 80-24 entitled, "An Ordinance authorizing the Borough of Hillsdale to enter into a corporate pricing agreement with the County of Bergen hereinafter referred to as 'Lead Agency' for the conduct of certain functions relating to the purchase of work, materials and supplies for their respective jurisdictions" was enacted on August 12, 1980; and

WHEREAS, the Borough of Hillsdale wishes to continue to participate in this program.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Hillsdale authorizes continuation with the County of Bergen in the Cooperative Purchasing Program.

[22039](#) Resolution Authorizing the Chief Financial Officer to Disburse Funds in Case of Emergencies

WHEREAS, during each fiscal year emergency situations arise which necessitates the immediate disbursement of funds; and

WHEREAS, there is no procedure by which the Chief Financial Officer is authorized to make disbursements.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Hillsdale, County of Bergen, that the Chief Financial Officer be, and hereby is, authorized to make said disbursements and to report the circumstances to the said Governing Body at the next regular meeting.

BE IT FURTHER RESOLVED, that the Governing Body shall ratify, at that said meeting, the amounts so disbursed.

Motion: Councilmember Lundy Second: Councilmember DeRosa
Ayes: Councilmember Pizzella, Trochimiuk, DeRosa, Escobar, Horvath, Lundy
Nays: None

PUBLIC COMMENT:

Mayor Ruocco opened the second Public Comment period.
Seeing no one, Mayor Ruocco closed the second Public Comment Period.

COUNCIL COMMENTS:

Mayor Ruocco stated that the changes to the bylaws require that the mayor speaks first. Normally this is an honor, but not here. He feels that this change was made in the hope of discouraging the mayor from saying anything critical of the council. The intent of the last go around was to not be a debate. It was to allow councilmembers and the mayor to speak their mind on any topic. In most other towns of our size, mayors speak last. Thanks to the tyranny of the majority, this has been eliminated and, in his eyes, strengthen council's already complete power over what happens in town. He thanked Chris Statile for his many years of service as Borough Engineer. He has been the Borough Engineer on and off for 29 years. He looks forward to working with Colliers Engineering. He would like to thank Mark DePisa for his work on the Planning Board. He has resigned from his position as he is being named Borough Attorney for one of the towns in southern Bergen County. He would like to that the volunteers that agreed to be appointed through various positions. He looks forward to attending the Fire Chiefs dinner in a few days, honoring Bill Haffler and Tom Kelley. Mayor Ruocco also added that he sent a letter to the Port Authority of New York/New Jersey regarding the air traffic issue. The Borough Clerk has posted this letter on the Mayors Spotlight page on the website.

Council President Trochimiuk wished everyone a happy New Year. She would like to thank her fellow councilmembers for their vote of confidence for electing her Council President. We have a very important year ahead of us. We have a lot of capital projects on the table. She looks forward to working with everyone for the betterment of Hillsdale.

Going back to where the mayor stated tyranny of the majority. The mayor is calling the council members who vote, tyranny. She would call it a democratic process. We have been elected as council members and it is our right to vote. Five of us happen to agree and vote a certain way, we are being called tyrants. This is the part of this council involvement that she thinks is the negative aspect that she has spoken to in the past. The mayor should not take every opportunity to berate the council members because we may not agree. When we vote, we are fulfilling our obligations to our constituents, we are not tyrants. This is the gist of why we made the modifications to the bylaws. The people of Hillsdale will be better served where they have the opportunity to hear the actual voices of the council without being bullied by the mayor.

She looks forward to a successful and fruitful year for Hillsdale.

Councilmember Lundy reminded us that last year we all spoke about how we were looking forward to a better 2021 and hoped the worst was behind us. Once again, our employees, first responders, volunteers and residents were called upon to work through extraordinary, unprecedented circumstances. It's been almost two years since we were affected by the Coronavirus and sometimes it seems like there's no end in sight. We are still being challenged with pandemic related issues. The borough underwent both positive and negative changes and events such as the migration to county dispatch, residents and our own DPW dealt with flooding and the loss of assets. Stonybrook pool was able to reopen in the summer of 21 and had its most profitable season in recent years. The library was able to resume close to pre-pandemic hours and offer programs to our residents, as they've become accustomed to being offered. Our businesses were helped by the relaxed outdoor

dining constraints and thrived during the nice weather. As a council we need to continue to reimagine our priorities, strengthen our resilience and continuously plan for the future. Planning for both negative and positive change has become a fabric of today's dynamic and unpredictable environment. I look forward to working with the governing body, staff and professionals to see to it that Hillsdale remains strong. While we may not all always agree on every issue, I still firmly believe that each and every one of us who sits at the dais has the best interest of Hillsdale at heart. We all do what we do with passion. I look forward to serving the residents and the town that I love for another term. Thank you, Senator Schepisi, for taking the time to swear me in. I'd also like to congratulate Councilwoman Trochimiuk on her term as Council President and Councilman Escobar on his start of another three-year term. I embrace the new year and new term with hope, promise and excitement about possibilities that lie ahead. I wish the same to each and every person who lives and works in Hillsdale.

In addition, she added that the intent of the bylaws is not to restrict transparency, but to afford the council the opportunity for a more cohesive government.

Councilmember DeRosa would like to congratulate Councilmembers Lundy and Escobar on being reappointed and Council President Trochimiuk on being appointed Council President. He would like to recognize the new Board Members of the Volunteer Ambulance Service:

Chief Justin Eliopoulos
Deputy Chief Jaimie Navarro
Captain Lexi Menzel
President Tom Kalil
Vice President Chloe Witt
Treasurers Norm Chester & Ralph Lorello
Secretary Richard Savino
Board of Trustees Chair Mark Richards
Trustees at Large John Beatty, Lori Famoso & Dan Tamburro

John Beatty is stepping down from Chief, but he will still be very much involved, but I would like to thank him for his service.

He would also like to thank Chris Statile for his help throughout the years with our borough.

He does not want to comment on the bylaw changes but he also made a note about the comment from the mayor in regards to the tyranny of the majority. He sees the five to one vote the will of the majority. Comments like that are reasons why we're seeking to make these changes.

The primary responsibility of government is to keep its residents safe; he is proud how this governing body, our administration, office staff, our DPW, our emergency services were able to do just that in response to the pandemic. He looks forward to working with everyone and work well for the residents.

Councilmember Pizzella would like to thank all the borough employees and volunteers for all their hard work. It's been a difficult year for everyone. To all the nurses, medical staff and professionals, he would like to say thank you for your sacrifices and your selflessness.

Councilmember Escobar would like to thank Senator Schepisi for swearing him in. He would like to congratulate Councilmember Lundy and Councilwoman Trochimiuk on her appointment as Council President. He is looking forward to serving the residents for the next three years. He would like to see the council move on safe fields for our kids. It should be viewed as a necessity. He would like to thank all the borough employees for their hard work. A special thank you to the Board of Health for what was another trying year. He looks forward to working with the mayor. This change was

just to get our voices, as council heard. If you are constantly at adds with five out the six council that is the time to do some self-reflection. Happy New Year and safe and prosperous new year and hopefully better than the last two.

Councilmember Horvath wishes everyone in Hillsdale a happy and healthy new year. He would like to thank all those that contributed to the welfare of Hillsdale. You are the people that make Hillsdale the town with a heart.

ADJOURNMENT:

Motion: Councilmember Lundy Second: Councilmember DeRosa
Councilmember Trochimiuk, DeRosa, Escobar, Horvath, Lundy. Pizzella

**THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE ON
TUESDAY, JANUARY 11, 2022 BEGINNING AT 7:00 P.M.**

Denise Kohan, Municipal Clerk

APPROVED AS PRESENTED