

Minutes of the Council Meeting of the Borough of Hillsdale held at 7:00 pm on Tuesday, October 11, 2022

CALL THE MEETING TO ORDER:

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

OPEN PUBLIC MEETING STATEMENT:

This is a meeting of the Hillsdale Borough Council on this 11th day of October 2022. Notice of the time and place of this meeting has been provided to The Ridgewood News and The Bergen Record; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

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:

Council Members DeRosa, Escobar, Horvath, Lundy, Pizzella, Council President Trochimiuk, Mayor Ruocco, (Borough Administrator David Troast, Borough Clerk Denise Kohan, Borough Attorney Mark Madaio)
Councilmember Horvath was absent.

APPROVAL OF MINUTES:

Council Meeting Minutes September 13, 2022
Closed Session Minutes September 13, 2022
Council Meeting Minutes September 20, 2022

Motion Horvath Second Lundy

Ayes - Council Members DeRosa, Escobar, Horvath*, Lundy, Pizzella, Council President Trochimiuk

Nays – none

Abstain – Horvath for the September 13, 2022 minutes as he was absent

PRESENTATIONS:

5G Cell Tower Presentation

Matt Watkins from Munisite Networks

Matt Watkins from Munisite Network presented information regarding 5G and how technology has changed in regards to signal strength. Carriers want to cover more of the population and they need to add more antennas to do this. They need to install poles in the public-right-of-way. Towns cannot deny companies from doing this but what towns can do as far deployment of poles can determine what they want the poles to look like. Towns can determine color, they can have custom designs made and add options to the poles for municipal use like security cameras, speakers and so on. The town can adopt an ordinance that would require carriers to conceal their content by using more decorative poles and where these poles go. Munisite is one of those companies that would come in and do just that. They don't operate any network equipment, but they operate infrastructure. The ordinance that they are asking Hillsdale to adopt has been adopted in 20 other municipalities and is on the agenda of several others and endorsed by the New Jersey League of Municipalities. This ordinance would require carriers to conceal

their equipment so for example you won't see external cables, latches, hinges and require that the poles be multi-structured meaning more than one carrier on the pole so it would cut down on the number of poles in town. You can require in the ordinance that poles must be for multi-occupants. The ordinance will require that carriers must comply with a sighting plan that the town determines.

Munisite facilitates the locations of the pole sites so that carriers can use them in a competitively neutral manner. Examples of poles were shown that what could be used if the ordinance is passed.

Munisite applies for structures in the right-of-way in municipalities and there is no cost to the borough to deploy this type of infrastructure. Towns that don't adopt this type of ordinances can result in legal battles with carriers because the town really has no say or guidelines. Towns need to predetermine the guidelines that they want otherwise the carriers can really have free reign as to where and how they want to put up there poles.

The way that Munisite gets paid is that when the ordinance is adopted, they will apply for all the sites that they believe are useful and they will construct poles on those locations once there is a carrier demand for that particular site(s). They also will have a distance requirement that no one can put another pole within 200 feet without a specialized application. They will charge them rent for these locations.

The ordinance is not specific to Munisite.

They are working with a few northern NJ towns, like River Vale and Garfield, but have mainly focused on shore towns. There is no charge to the borough but the borough can charge is a \$270.00/small wireless facility charge per year. Any additional add ons to the poles would be absorbed by the municipality. For example if the town wants cameras on the poles for safety, the town would have to pay for that.

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

Lisa Trager – Hillsdale

Would like to know if we could research the competitors to Munisite to see what the competition is.

Before anymore money is spent on the turfing of the field, she would like to know if there is a plan to go back to the contractors that worked on the drainage issues to see if there is some type of recourse since we still have the drainage problem. In addition, how are we going to avoid having the same problems with this contractor as well as the same with the gas leaking issue.

Mayor Ruocco stated that it is the council's responsibility to make sure that these issues are addressed through the borough professionals.

Councilman Pizzella stated that the landfill was closed as per the DEP Standards at the time so there is no recourse to fall back on.

Mayor Ruocco closed the initial public comment period.

CORRESPONDENCE:

1. [Letter dated September 16, 2022 received from residents of Boulevard South, Summit Street and Crest Road opposing the access of Boulevard South through a development in Washington Township.](#)
2. [Email from Nicole Russak regarding the lack of adequate facilities for girls' softball.](#)

Motion to receipt and file Lundy Second DeRosa

Mayor Ruocco asked the Field committee if they have any reaction to Ms. Russak's email.

Councilman DeRosa stated that you cannot have a mound on a softball field, so one of the options was to have a movable mound on Corra Field. However, we already have 4 softball fields in town.

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

Nays: None

PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:

(The following correspondence on file in Borough Clerks Office)

Hillsdale Police Department – [September 2022](#)

Chief Robert Francaviglia summed up his month end report for September. In addition, they have concluded the police applicant interviews and have made a conditional offer. Many events have been scheduled, like Coffee with a Cop and Emergency Open House. He expressed his condolences to Officer Donaldson on the passing of his father and best wishes to Officer Carty who retired and had surgery.

Councilmember Lundy asked for an update on leaf season. The Borough Administrator stated that we are as ready as we can be. Gaeta has been subtracted out to assist in pick up and we have our dumping site secured. In addition 2 temporary staff members have been hired to assist in leaf pick up.

DISCUSSION:

Train Station Tenant

Borough Administrator David Troast

The Administrator and the Borough Attorney did research and are waiting to hear what council would like to do. The tenant does owe the borough money for rent. They owe about 3 years in rent. Councilmember Lundy asked if the tenant has been contacted and they have not. The Administrator and the Borough Attorney will compose a letter to the tenant to collect the owed rent.

COMMITTEE REPORTS:

Councilman - Anthony DeRosa

The Local Board of Ed met last night where they presented their recent test scores. There is now a separate section on their website regarding the upcoming referendum.

He thanked Jill Cohn, Patty Hughes and Denise Kohan for their assistance with the Fall Festival. Halloween in Hillsdale in on the 22nd and the Rec Commission discussed the outstanding grants that the borough has and how to utilize the funds. There is no update on the ambulance committee.

Councilwoman - Abby Lundy

The Finance Committee met prior to this meeting and discussed the budget.

Stonybrook is meeting tomorrow but reports show that their revenues are over a million dollars.

Councilman Frank Pizzella

The developer for redevelopment apparently sent their application to the Planning Board today.

Mayor Ruocco stated that several seats on Access for All that fall under the Administrators purview.

ORDINANCES:

22-16 (Adoption)

An Ordinance Amending and Supplementing Chapter 63 of the Code of the Borough of Hillsdale, County of Bergen, State of New Jersey, In Order to Revise the Table of Organization of the Police Department

WHEREAS, Chapter 63 of the Code of the Borough of Hillsdale established the Table of Organization for the Hillsdale Police Department; and

WHEREAS, the current Table of Organization needs to be revised in order to accommodate the needs of the Borough of Hillsdale and the Hillsdale Police Department.

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

Chapter 63-9 of the Code of the Borough of Hillsdale is hereby amended to read as follows:

§ 63-9. Creation and composition.

A. Pursuant to the authority granted by N.J.S.A. 40A:14-118, the Borough of Hillsdale hereby establishes a Police Department in and for the Borough of Hillsdale, New Jersey, to consist of the following positions, and the maximum number of individuals assigned to each respective rank, as follows:

- (1) Chief of Police: 1
- (2) Captain: 1
- (3) Lieutenant: 1
- (4) Sergeant: 6
- (5) Patrol officers: 14.

(6) Class I Special Law Enforcement Officers (SLEO I) who are special law enforcement officers authorized to perform routine traffic details, spectator control and other similar duties. Class one officers shall be empowered to issues summons for disorderly persons and petty disorderly person’s offenses, violations of municipal ordinances and violations of Title 39. Class one officers are not authorized to carry a firearm and shall not be assigned to any duty which may require the carrying of a firearm. Such officers are subject to the qualifications and provisions of N.J.S.A. 40A:14-146.10, et seq., including terms of office.

(7) Class II Special Law Enforcement Officers (SLEO II) who are special law enforcement officers authorized to exercise full police powers and duties similar to those of a permanent, regularly appointed full-time police officer. Class two officers may only carry a firearm while engaged in the actual performance of the officer’s official duties and when specifically authorized by the Chief of Police. Such officers are subject to the qualifications and provisions of N.J.S.A. 40A:14-146.10, et seq., including terms of office.

(8) Class III Special Law Enforcement Officers (SLEO III) who are retired regular police officers and who may from time to time be appointed and shall serve at the pleasure of the governing body for a term not to exceed one year, which officers shall not be members of the regular police force but shall nevertheless be under the control and supervision of the Chief of Police for use solely as school security officers as detailed in N.J.S.A. 40A:14-146.10, et seq.: as necessary.

- B. This Section shall not be construed as establishing any right on the part of any member or members of the Police Department to appointment to any position within the Department, nor shall it be construed as terminating or interrupting any period of service or tenure of any member of the Hillsdale Police Department. The existence and continuance of any of the above-specified offices and the number of appointees to each such office shall be determined by the governing body as it may, from time to time, in its sole discretion, deem reasonably necessary for the efficient and effective operation of the Department.
- C. The Borough Administrator of the Borough of Hillsdale shall be deemed to be the “appropriate authority” for purposes of the Borough Code and N.J.S.A. 40A:14-118.

Section 2. Ratification of Prior Actions; No Interruption in Service.

The Borough does hereby ratify and reconfirm all prior actions concerning hiring and promotion in the Police Department taken prior to the adoption of this Ordinance. Nothing in this Ordinance shall be construed as terminating or interrupting any period of service or tenure of any member of the Hillsdale Police Department.

Section 3. Repeal of Inconsistent Ordinances.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Savings Clause.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 5. Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 6. Effective Date.

This ordinance shall become effective upon adoption and publication as required by law.

Motion to open public hearing on Ordinance 22-16 Horvath Second DeRosa

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

Nays: none

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No 22-16, please say your name and wait to be recognized, once recognized state your name and address for the record.

Jonathan DeJoseph- Hillsdale asked what the changes are from the previous ordinance. Mayor Ruocco replied that Section A deals with the structure and then it adds subsection 6, 7,8 with the Sleos and then there is language that was put in by our attorney to upgrade our code to where it should be. The changes in the structure basically increases the cap on Sergeants from 5 to 6 and it increases the cap on patrol officers from 12 to 14. The ordinance is allowing the Borough to interview and set up candidates early.

I will now entertain a motion that the public hearing on Ordinance No. 22-16 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were made available to the general public.

Motion to close public hearing on Ordinance 22-16 Horvath Second DeRosa

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

Nays: none

Motion to adopt Ordinance No. 22-16 Lundy Second DeRosa

Discussion: Mayor Ruocco stated that this ordinance changes a law to accommodate a temporary staffing situation at the Sergeant level. When the Sergeant matter is resolved in February, the staffing level will fall back to what it was at 20. He urged the Council before making its decision to consider that the proposed ordinance makes any increase of the size of the force subject only to a resolution which eliminates the need for a public hearing and makes possible a change with no advance notice to the public. The supposed greater flexibility it would grant can be achieved in other ways, one of which he suggested via different language to the proposed ordinance.

Ayes: Councilmember Pizzella, Council President Trochimiuk, DeRosa, Escobar, Horvath (Councilman Horvath asked for this to be tabled during the roll call vote and since we were in roll call vote this could not be done), Lundy

Nays: None

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

22-17 – (Introduction)

Bond Ordinance to Authorize the Reconstruction of Shady Side Lane, Alpine Terrace and Sierra Court in, by and for the Borough of Hillsdale, in the County of Bergen, State of New Jersey, to Appropriate the sum of \$290,000 to Pay the Cost Thereof, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance of Such Bonds

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

Section 1. The Borough of Hillsdale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to reconstruct Shady Side Lane (from Mountain View Terrace to Horizon Terrace), Alpine Terrace (from Sierra Court to end) and Sierra Court (from northerly to southerly intersections with Alpine Terrace), including curb and drainage improvements, where necessary, in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor, and shall be undertaken in accordance with plans and specifications prepared or to be prepared by the Borough Engineer and hereby approved and incorporated herein by this reference thereto. Such plans and specifications are on file or shall be placed on file with the Borough Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$290,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$201,000 from the State of New Jersey Department of Transportation shall be received by the Borough to finance the cost of the improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 9 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law, (3) the estimated cost of said purpose is \$290,000, (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$290,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$55,000, which is estimated to be necessary to finance the cost of said purpose,

including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$290,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$290,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$290,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 11. The Borough intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real

property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

BE IT RESOLVED, that Ordinance No. 22-17 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Mayor and Council in the Municipal Building, 380 Hillsdale Avenue, Hillsdale, New Jersey, on October 25, 2022 (2:00 pm) and at said time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Ridgewood News once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Motion Lundy Second DeRosa

Councilman Pizzella and Councilmember Lundy both asked if these roads could be checked that they are not scheduled to be worked on by any utilities before we move forward. The Administrator stated that these roads have been checked except for any emergency issues that could arise, but he will check before adoption. Mayor Ruocco added that we have a grant for part of this and the Borough will add money to this but it seems that there is a difference. The Administrator added that there is extra money allocated just in case. The Borough does the project and then we will be reimbursed for the work that is done. Mayor asked if anyone knew the rates at this time, but the Administrator did not know but will be speaking with the Bond Counsel shortly.

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

Nays: none

Abstain: Pizzella

22-19 – (Introduction)

Ordinance of the Borough of Hillsdale to Establish a Registry for Business Insurance Certificates

WHEREAS, the State of New Jersey has enacted a new statute which requires business owners and rental unit owners to maintain certain liability insurance policies and register certificates of insurance demonstrating compliance with such statute with the municipality; and

WHEREAS, the requirement to register a certificate of insurance shall be effective as of November 6, 2022, 90 days following enactment; and

WHEREAS, said law provides that the municipality may, by ordinance, establish a reasonable administrative fee for the certificate of registration;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Hillsdale County of Bergen, State of New Jersey that Chapter 18 of the Code of the Borough of Hillsdale is hereby created and enacted as follows:

Chapter 18 - Certificate of insurance, annually registration of business, rental units, multi-family home

§ 18-1 -Establishment of a certificate of insurance registry for annual registration of business, rental units, multi-family home

- a. As required by N.J.S.A. 40A:10A-2, the owner of a business, owner of a rental unit or units, and the owner of a multi-family home of four or fewer units, one of which is owner occupied, shall annually register the certificate of insurance demonstrating compliance with N.J.S.A. 40A:10A-1 as set forth below.
- b. All business owners and rental unit owners as set forth above shall comply with the insurance requirements pursuant to N.J.S.A. 40A:10A-1 and provide a certificate of insurance as required by statute to the office of the Borough Clerk on an annual basis, which office shall maintain a registry of certificates of insurance filed with it, and each registration shall be accompanied by payment of \$25.00 as an administrative fee for such registration.
- c. Penalty and Enforcement – Any business owner who does not comply with this section shall be subject to enforcement of the registration provisions of this section, through a summary proceeding pursuant to the “Penalty Enforcement Law of 1999,” P.L.1999, c.274 (C.2A:58-10 et seq.), of a fine of not less than \$500 but no more than \$5,000 against an owner who failed to comply with the provisions of this chapter.

§ 18-2 Severability.

If any portion of this chapter is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this chapter, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

§ 18-3

When effective.

This chapter shall take effect after final passage and publication as required by law.

The Ordinance shall become effective immediately after publication in accordance

BE IT RESOLVED, that Ordinance No. 22-19 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Mayor and Council in the Municipal Building, 380 Hillsdale Avenue, Hillsdale, New Jersey, on November 10, 2022 and at said time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Ridgewood News once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Motion Lundy Second DeRosa

Mayor Ruocco stated that this is due to a change in the law. This is a state mandate and the Borough will be charging a \$25 fee for this as allowed.

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

Nays: Horvath, Pizzella

RESOLUTIONS:(Consent Agenda): R22181 through R2288:

[R22181](#) Resolution Creating a Curfew Within the Borough of Hillsdale for October 30th, Cabbage Night through October 31st, Halloween.

WHEREAS, ensuring the safety and security of Borough residents is a critical concern for Hillsdale Borough's Mayor, Council, and Chief of Police; and

WHEREAS, October 30th, commonly known as "Cabbage Night" or "Mischief Night" is the night when kids go out and engage in pranks/try to cause mischief; and

WHEREAS, the Borough Council believes it to be in the best interest of the health, safety and welfare of the Borough's residents to establish a curfew on that night and on Halloween.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Hillsdale, County of Bergen, State of New Jersey, that:

1. There is hereby established a curfew from 8:00 p.m. to 6:00 a.m. for Cabbage Night, October 30, and Halloween, October 31. The curfew shall apply to each minor unaccompanied by his or her parent or guardian. Any such unaccompanied minor shall be transported to police headquarters. For the purposes of this section, "minor" shall be defined as any person under the age of 18.
2. On October 30-31, there is hereby established **A Zero-Tolerance** policy towards acts of Criminal Mischief, Trespassing and aggressive behavior. Anyone found defacing or damaging property will be brought to police headquarters and processed accordingly.
3. On October 30-31, the Police shall confiscate all potentially destructive items, including toilet paper and shaving cream, from children who are wandering unsupervised on Hillsdale streets. Names of all unsupervised juveniles will also be recorded and kept on file with the Police Department.
4. On October 30-31, any children found with items that the Police believe pose a significant threat to persons or property will be brought to headquarters and processed accordingly. These items include eggs, spray paint, paint ball guns, etc.
5. Anyone who operates a motor vehicle in violation of the law will be issued the appropriate motor vehicle summons.

[R22182](#) Resolution Authorizing a Change Order for a Contract with Reiner Heating & Air Conditioning for the Air Unit Replacement in the Firing Range located in the Police Department

WHEREAS, Resolution 22143, approved on July 12, 2022, awarded a non-fair and open contract to Reiner Heat & Air Conditioning for the replacement of the air unit located in the firing range of the Police Department for a total contract amount not to exceed \$22,325.00 and

WHEREAS, after the award it was discovered that the quote received for the replacement had since increased; and

WHEREAS, the additional amount to be encumbered for Change Order #1 shall not exceed \$757.00; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Hillsdale, County of Bergen, State of New Jersey, that:

6. A change order in the amount of \$757.00 increasing the total contract with Reiner Heating and Air Conditioning from \$22,325.00 to \$23,082.00 is hereby approved; and
7. Notice of this change order will be published once in one of the official newspapers of the Borough of Hillsdale as required by law.

[R22183](#) Resolution to Authorize the Borough Clerk to Advertise Request for Qualifications for Borough Professionals – Alternate Borough Prosecutor

BE IT RESOLVED, that pursuant to N.J.S.A. 19:44A-20.4, et seq. that the Borough Clerk is hereby authorized to advertise for the above-mentioned services for the following positions for year 2023:

Alternate Borough Prosecutor

[R22184](#) Resolution Authorizing Full Refund of Food License Fee

WHEREAS, a food permit application was submitted and approved for National Night Out on October 4, 2022 to Eat My Balls located at 199 Market Street Elmwood Park, NJ; and

WHEREAS, due to unforeseen circumstances the Hillsdale Police had to cancel the event and therefore the vendor has requested a full refund of the permit fees; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale authorize the permit fee to be refunded in full in the amount of \$50.00 to Eat My Balls.

[R22185](#) Resolution Authorizing the Borough of Hillsdale to Enter into a Cooperative Pricing Agreement – Riverside Co-Op

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

WHEREAS, the Borough of Northvale, hereinafter referred to as the “Lead Agency ” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on October 11, 2022 the governing body of the Borough of Hillsdale, County of Bergen, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Hillsdale

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

[R22186](#) Resolution Authorizing the Borough of Hillsdale to Enter into a National Cooperative Purchasing Agreement - Sourcewell Cooperative Purchasing Program

WHEREAS, N.J.S.A. 52:34-6.2 authorizes contracting units to purchase goods, or to contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process, in which other states participate, whenever it is determined to be the most cost-effective method of procurement; and

WHEREAS, the nationally-recognized Sourcewell Cooperative pricing system, hereafter referred to as "Sourcewell," has offered voluntary participation in the national cooperative purchasing agreement for the purchase of goods and services; and

WHEREAS, it may be necessary from time to time to obtain materials, supplies and equipment under contracts for such materials, supplies, and equipment entered into under the Sourcewell system with cooperative vendors;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of Borough of Hillsdale, County of Bergen, State of New Jersey as follows:

1. That the governing body of the Borough of Hillsdale hereby authorizes purchases made by the Borough of Hillsdale through several municipal departments under a contract or contracts for materials, supplies or equipment entered into under the Sourcewell Cooperative purchasing system.
2. The Borough shall be responsible to ensure that the goods and or services procured through the Sourcewell Cooperative purchasing system comply with all applicable laws of the State of New Jersey, Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

[R22187](#) Resolution authorizing Correction of 2022 Tax Assessment

WHEREAS, the Tax Assessor, Patrick Wilkins had processed a reduction of assessment value for tax year 2022 on Block 1207, Lot 4, 20 New Street for Kelly Daub, and said judgment was not processed for the final tax bill processing; and

WHEREAS, 4th quarter 2022 and preliminary 2023 tax bill were not adjusted with the new assessment of 400,500 from 451,400 retroactively to January 1, 2022,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to correct the 2022 tax assessment in the billing module, credit 4th quarter 2022 billing and reissue a corrected tax bill for 4th quarter 2022 and preliminary 1st and 2nd quarters 2023.

[R22188](#) Resolution Granting Tax Exempt Status – Disabled Veteran and Authorizing Refunding Property Taxes Paid

WHEREAS, David M. Dombrowski, who resides at and is the owner of 32 Summit Street; (Block 1114, Lot4.03) in the Borough of Hillsdale has been deemed a 100% permanently disabled veteran in accordance with the provisions of N.J.S.A. 54:4-3.30; and,

WHEREAS, David M. Dombrowski made the appropriate claim for tax exemption through the Hillsdale Tax Assessor’s office as a 100% permanently disabled veteran and was approved effective September 23, 2022; and,

WHEREAS, Mr. Dombrowski submitted an official letter from the Department of Veterans Affairs with the Hillsdale Tax Assessor confirming this information; and,

WHEREAS, Mr. Dombrowski is seeking a refund for property taxes paid as follows:

- **2022 - \$ 471.84**

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale that the property known as 32 Summit Street is hereby designated as a tax-exempt property as the property owner David M. Dombrowski is a 100% permanently disabled veteran effective September 23, 2022.

BE IT FURTHER RESOLVED, that all property taxes on said property are hereby cancelled.

Motion Lundy Second DeRosa

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

Nays: none

PUBLIC COMMENT:

Barry Peterson – Hillsdale

Asked the Administrator what the expected delivery date is for leaf equipment for the DPW? The Administrator responded that it will be by next year for leaf season. The Administrator added that we were not officially a part of the Sourcewell Co-op but tonight the council approved to be a part of the Riverside Co-op.

The Administrator stated that the equipment is ready as best they can be as well as hired two additional people and if more is needed then he needs to know. Mr. Peterson asked what the plan is when the mechanic is out? The Administrator replied that this is not the time for these questions. The Mayor stated that since Mr. Peterson is a part of the DPW he can ask these questions to the Superintendent and the Administrator at a different more appropriate venue. .

Mayor Ruocco closed the Public comment period.

COUNCIL COMMENTARIES:

Mayor Ruocco encourages the residents to attend the open house that is going to be this Sunday at 11:00 at the Police, Fire and Ambulance buildings. Coffee with a Cop is November 12th at Shop Rite.

Councilmember Lundy urges the residents if they see something say something. There was an attempt to steal her catalytic convertor luckily that did not happen.

Councilman Pizzella offered his condolences to the Donaldson Family and he thanked all those that worked on the Fall Festival.

ADJOURNMENT:

Motion to adjourn Lundy Second DeRosa

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

Nays: none

**THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE
TUESDAY, OCTOBER 18, 2022 7:00 PM**

Denise Kohan, Municipal Clerk

APPROVED AS PRESENTED