

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 PM on Tuesday, May 13, 2014, in the Council Chamber, Borough of Hillsdale, Hillsdale, New Jersey.

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

**OPEN PUBLIC MEETING STATEMENT:**

This is a meeting of the Hillsdale Borough Council on this 13th day of May 2014. Notice of the time and place of this meeting has been provided to The Ridgewood News, Pascack Press, The Record and Community Life; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

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

**ROLL CALL:**

On a roll call those in attendance were Council Members DeGise, Frank, Kelley, Looes, Meyerson and Pizzella. Also in attendance were Mayor Arnowitz, Borough Attorney Bernstein, Borough Clerk Witkowski.

**RESOLUTION:**

R 14106 Youth in Government Night, May 13, 2014

Motion by Council Member Kelley, Second by Council Member DeGise, and unanimously carried.

Shawn Buchanan, an English teacher from Pascack Valley High School, introduced a group of seniors from the high school, comprised of Student Government officers, as well as students from Mr. Jasper's government class. The school was contacted last year by the Borough Council with an idea to have students involved in the Council, and they have been working on it for the past year. Many students were interested, and these were the ones who are selected. It was then decided which role each student would take, with the students meeting with the Council Members to learn about the different activities undertaken by the Council. Students are here tonight to represent Hillsdale on the Borough Council.

Ms. Witkowski reminded the students that they each have a green bag from Servpro, as well as a blue folder, which they could take home with them. In addition, each student was given a packet containing an election calendar from Bergen County Clerk's Office, voter registration form, passport application, and some other information that might be useful to the students at some point. Ms. Witkowski thanked the students for their time, and looked forward to a great evening with them.

Mr. Bernstein explained that because the students would be taking votes and taking action on matters as Council Members, he said it would be necessary for each one of the students to be sworn in as an Acting Council Member. He then had the students take the oath of office as a group.

The student roll call was taken: Council Members Della Pesca (DeGise), Gallagher (Frank), Latteri (Meyerson), Stackpole (Looes), Stein (Pizzella), Marshall (Kelley), and Mayor Stern (Arnowitz).

**APPOINTMENTS:**

Mayor Stern asked for a motion to approve the membership application for Michelle Jeffery, Hillsdale Fire Cadet; Joe Solda III, Hillsdale Fire Cadet; and Membership Reinstatement for Peter Hard, Hillsdale Volunteer Fire Department.

Motion by Council Member Stein, Second by Council Member Latteri, and unanimously carried. Council President Marshall abstained.

Mayor Stern asked for a motion to approve the membership application for William Farrell, Hillsdale Volunteer Fire Department.

Motion by Council Member Stein, Second by Council Member Latteri, and unanimously carried. Council President Marshall abstained.

**OATH OF OFFICE:** Mayor Stern issued the oath of office to Firefighter Farrell and Fire Cadets Jeffery and Solda. Peter Hard could not attend this evening, so he will be sworn in at the Clerk's Office.

**PROCLAMATIONS:**

Click It or Ticket, May 19-June 1, 2014

Mayor Stern

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**Proclamation**

WHEREAS, there were 545 motor vehicle fatalities in New Jersey in 2013; and

WHEREAS, a large percentage of the motor vehicle occupants killed in the traffic crashes were not wearing seatbelts; and

WHEREAS, use of the seatbelt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by seatbelt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey Will Participate in the Nationwide "Click It or Ticket" seatbelt mobilization from May 19-June 1, 2014, in an effort to raise awareness and increase seatbelt usage the recombination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has a set goal of increasing the seatbelt usage in the State from the current level of 91% to 92%; and

WHEREAS, a further increase in seatbelt usage in New Jersey will save lives on our roadways.

NOW THEREFORE, BE IT RESOLVED that the Borough of Hillsdale declares its support for the "Click It or Ticket" seatbelt mobilization, both locally and nationally, from

**MAY 19, 2014 – JUNE 1, 2014**

and pledges to increase awareness of the mobilization and the benefits of seatbelt use.

National Primary Immuno-Deficiency Diseases Awareness

Mayor Stern

The Proclamation designates April 2014 as National Primary Immuno-Deficiency Diseases Awareness Month, and supporting efforts to increase awareness of primary immuno-deficiency diseases, and increase funding for primary immuno-deficiency disease research.

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**Proclamation**

WHEREAS, primary immuno-deficiency diseases are chronic disabling diseases, in which underlying genetic defects in the immune system leave the body to more complicated and frequent infections; and

WHEREAS, primary immuno-deficiency diseases can affect any part of the body, including the blood vessels, muscles, nervous system, gastrointestinal tract, endocrine glands, and multiple organ systems, and can be life-threatening; and

WHEREAS, researchers have identified over 200 different primary immuno-deficiency diseases; and

WHEREAS, the family of primary immuno-deficiency diseases is under-recognized and poses a major healthcare challenge to the United States; and

WHEREAS, primary immuno-deficiency diseases most often affect children and adults, leading to a lifetime of disability; and

WHEREAS, the diagnostic tests for most primary immuno-deficiency diseases are not standardized, making primary immuno-deficiency diseases very difficult to diagnose; and

WHEREAS, because primary immuno-deficiency diseases are difficult to diagnose, treatment is often delayed, resulting in irreparable organ damage and unnecessary suffering; and

WHEREAS, a study by the Immuno-Deficiency Foundation revealed that it takes the average patient with a primary immuno-deficiency disease between 9-12 years to be diagnosed correctly; and

WHEREAS, there is a significant need for more collaboration and cross-fertilization of basic primary immuno-deficiency disease research; and

WHEREAS, the IDF is a coalition focused on primary immuno-deficiency diseases, working to

consolidate the voices of patients with primary immuno-deficiency diseases, and to promote increased education, awareness, and research into all aspects of primary immuno-deficiency diseases through a collaboration approach; and

WHEREAS, designating April 2014 as National Primary Immuno-Deficiency Diseases Awareness Month would help educate the public about primary immuno-deficiency diseases and the need for research, funding, accurate diagnoses, and effective treatments.

NOW THEREFORE, BE IT RESOLVED that I, Max Arnowitz, Mayor of the Borough of Hillsdale, ask that all residents of the community join me in supporting awareness of primary immuno-deficiency diseases.

**PRESENTATIONS:** none

**RECOGNITION:** none

**APPROVAL OF MINUTES:**

Regular Meeting April 1, 2014, and April 8, 2014

Motion to approve by Council Member Della Pesca, Second by Council President Marshall. Council Members Della Pesca, Gallagher, Latteri, Council President Marshall in favor. Council member Stackpole abstained.

Closed Session Meeting of April 1, 2014

Motion to approve by Council Member Della Pesca, Second by Council President Marshall. Council Members Della Pesca, Gallagher, Latteri, and Council President Marshall in favor. Council Member Stein voted no.

Closed Session Meeting of April 8, 2014

Motion to approve by Council Member Della Pesca, second by Council Member Stein. Council Members Della Pesca, Latteri, Gallagher, and Council President Marshall in favor. Council Member Stein voted no.

**PROFESSIONALS REPORTS:**

Borough Engineer – dated March 25, 2014

Matthew Cantor presented the Engineer's Report. The first item dealt with funding/grant opportunities in the year 2014. The plan for the request of the Borough, Neglia and Associates has researched funding/grant application programs available to the Borough based on the current assets and infrastructure to date. A list of potential applications available to the Borough, and the anticipated submission dates as revised, were provided for planning improvements within the community.

The next item was about the itemized lists and status of submitted grants for 2013. Neglia and Associates prepared an itemized list of grant applications that were prepared by them and submitted to regulatory agencies for consideration in the year 2013, as follows: a grant from the Bergen County Open Space Fund; NJDOT, discretionary aid for Kent Road; NJDOT, discretionary aid for Baylor Avenue; NJDOT, local aid infrastructure fund for Saddlewood Drive; Community Development Block Grant for the Health Department/ADA restroom. The NJDOT application for discretionary aid for Kent Road and Baylor Avenue improvements were awarded \$250,000 in funding by the NJDOT, and Notice of Award letter was received by the Borough for use. The Bergen County Open Space Trust Fund application is currently under final review by the Bergen County Freeholders. As discussed with Mr. Roberts, the Bergen County Division of Open Space is anticipating that the grant award will be made at the May 6, 2014, Freeholders meeting.

Regarding the Safe Routes to School Program for 2014, at the request of the Borough, Neglia Engineering Associates has moved forward with this application process for improvements to Piermont Avenue between Magnolia Avenue and Everdell Avenue, to Hillsdale Avenue from Everdell Avenue to Cedar Lane, and to the intersections of Piermont Avenue and Kinderkamack Road, and Piermont Avenue and Ruckman Road. Improvements on such streets will include ADA ramps and ground improvements; concrete sidewalks; concrete curbing; driveway aprons; utility relocations and improvements; resetting of manholes; landscaping retaining walls; landscaping tree removals; sign relocations; etc. Neglia Engineering has been continuously working with the Borough, Police Department, and the Board of Education to obtain the required additional documentation to include in the application, and support the Borough's request for funding the project.

Mr. Cantor noted that the NJDOT recently posted on its website that the deadline for the screen

application was extended to Monday, June 30, 2014. Resolutions were forwarded to the Borough and the Board of Education.

Mr. Cantor gave an update on the Development Block Grant status for 2012. Per the Borough's request, Neglia Engineering has reviewed the award for the 2012 Community Development Block Grant applications for a new accessible pool lift at Stonybrook Swim Club, and retrofitting the restrooms at Borough Hall to comply with ADA accessibility standards. There has been an award of \$250,000 for reimbursement for the pool lift at Stonybrook Swim Club, which expires on June 30, 2014. As discussed with Michelle Popkin, Executive Assistant for the Bergen County Division of Community Development, if the Borough shows progress toward completion of the project by means of releasing solicitation documents, holding a pre-construction meeting, and commencing construction prior to the June 30 deadline, Bergen County will honor the full reimbursement if construction is completed by the end of August 2014. A pre-construction meeting was held on Thursday, April 17, 2014, and the contractor will commence construction in the first week of May 2014, and complete construction by May 19, 2014. An award of \$65,000 was made for reimbursement of retrofitting the bathrooms at Borough Hall to comply with ADA accessibility standards. The grant expires on June 30, 2014. As discussed with Ms. Popkin, if the Borough shows progress toward completion of this project by means of releasing out-to-bid documents, holding a pre-construction meeting, and commencing construction prior to June 30 deadline, Bergen County will honor the full reimbursement if construction is completed by the end of August 2014. Since meeting with representatives from the County at the site on Thursday, April 17, 2014, the County stated that the authorized funding can be used for this project as described in the grant application, as there is already an ADA restroom on the same floor as the requested improvements. In discussing other potential ADA-accessible improvements to Borough Hall with representatives of the County while they were on-site, it was agreed by the County and the Borough to move forward with installing automatic ADA door operators of the double rear entry doors, and single ADA restroom door locations at Borough Hall, and the main double entry doors of the Police Department. The Borough has since received authorization from Bergen County to move forward with this project. Neglia Associates has solicited this project through five contractors on April 30, 2014, and bids were to be received by May 7, 2014, at 10:00 AM.

Finally, Mr. Cantor mentioned that there are six Police Department grants/funding for 2014. At for the request of the Borough, Neglia Associates has researched funding/grant application programs available to the Borough Police Department, based on conversations held with Sgt. McLaughlin indicating that the Borough is interested in revitalizing the downtown area to help improve pedestrian and vehicular traffic in the area by decreasing the number of vehicle-to-pedestrian and vehicle-to-vehicle incidents. The list of funds/grants, as well as the required application documents and supporting incident information, will be acquired from Sgt. McLaughlin to submit complete applications to the County and State for review, and line with the presented application deadlines as discussed with the review authority. Two enforcement campaign applications have already been submitted by Sergeant McLaughlin of the Hillsdale Police Department that were requests for reimbursement of the "Click It or Ticket" grant, and the Distracted Driver grant, both of which are comprehensive traffic safety program reimbursement opportunities.

Council Member Stein noted that earlier this year, the Hillsdale Council supported a grant which Bergen SWAN initiated and which has begun to investigate possible mitigation regarding flooding along the Pascack Brook. It is Council Member Stein's understanding that SWAN completed a preliminary assessment and specifically reported some observations made by Princeton Hydro when they visited the Patterson Street bridge site last Thursday. Of most significance was a recommendation that the grade be lowered in the area now occupied by the old bridge crossing, so that newly planted ground could better retain stormwater. They believe this could impact flooding in and around the Brook. Council Member Stein asked if Mr. Cantor had been in contact with the engineer working on the project, and if so, does the bridge design consider proposed grade changes that would lower the grade to decrease flooding. David Jusmeski of Neglia Associates responded that the bridge design work had commenced, and had to be submitted to the NJDEP for a review of the elevations in particular. One thing that is compared is the elevation of the existing bridge, as well as the elevation of the surrounding ground area. The NJDEP is most stringent about enforcing its rule that does not allow anything to affect drainage that is downstream from the property, as well as upstream, so the elevations of the bridge, as well as the surrounding areas, were taken into consideration through a site analysis. Therefore, Mr. Jusmeski believes those conditions were considered by the NJDEP, or they would not have approved the project.

Council President Marshall pointed out that as far as he could tell, the NJDOT grant for Saddlewood Drive has been awarded, and he asked how much the grant is. The answer was that it is for \$150,000.

## **MONTHLY DEPARTMENT REPORTS:**

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

Ambulance Corps - Peri Ganbarg, representing the Ambulance Corps, stated that in the month of April, the Hillsdale Police Department received 91 requests for ambulance service, and of those 91 calls, the Ambulance Corps responded to 80 of them, accounting for 212 man hours on emergency calls, and 1,602 hours of combined scheduled duty. Service calls included 32 medical emergencies; 18 traumas; 6 NBCs; 7 R&Bs; 3 UTOHs/ETRA's; 7 cipher behaviors; 10 transportations; 0 fire standby; 0 with assists; 0 OBs; 1 defibrillation; 1 DOA; and 6 canceled calls, for a total of 91 calls. Regarding ALS interaction, there were 24 ALS-accompanied; 3 canceled by DLS; 0 unknown ALS outcome; 0 unavailable, for a total of 35 interactions. Mutual aid included 1 for Emerson; 1 for Old Tappan; 1 for River Vale; 7 for the Triboro; 15 for Washington Township; 20 for Westwood; and 0 for others, for a total of 45 mutual aid responses. Mutual aid received were 0 by Emerson; 0 by Old Tappan; 3 by River Vale; 0 by Triboro; 4 by Washington Township; 3 by Westwood; and 1 by other, for a total of 11 mutual aid calls received. The total mileage was 865 miles. For the month of April, the dispatch-to-response time was 5.5 minutes, while the dispatch-to-average on-scene time was 9.5 minutes for all calls. Currently, there are three members of the Ambulance Corps at the EMT school in Paramus, who will graduate next month. There are also four new members enrolled in the EMT school for the accelerated summer course. The ambulance is currently out of service at the maintenance facility, and the Borough has borrowed River Vale's ambulance. A new ambulance is now being considered for purchase, to be delivered in 2015. May 18-24, 2014, is National EMS Week. Hillsdale will be hosting an open house on Wednesday afternoon from 4-8 PM, including community CPR training and giveaways for families and children.

Construction Department – Council Member Della Pesca presented the report. She had a member from Michelle Wood, the Borough Construction Official, containing the Construction Report for April 2014. There were 53 permits issued during the month, and three updates were issued. There was \$19,855 collected and permit fees for April. In addition, \$1,100 was collected in UCC penalties; and \$225 in UCC waived fees. There were 44 certificates issued.

DPW – Erik Kringlen presented the DPW report on behalf of the DPW Superintendent. The interlocal agreement with Paramus for street sweeping has been completed at a rate of \$6,000 annually, including street sweeping twice a year. One sweep is already been completed for 2014, and another will follow in the autumn. The interlocal agreement with Westwood for Fueling Borough vehicles is currently in service. In addition, even with the excessive rain over the past few weeks, the DPW has been able to keep up with all field maintenance, with very few closures. The winter of 2013-2014 is rated as New Jersey's third worst winter, per Rutgers University, in terms of rain, snow, and overall temperatures.

Fire Department – Mitchell Hirsch presented the report for the Fire Department. The Fire Department responded to 30 calls in March 2014, with a total of 318 man hours. Three training drills were held. The Fire Department sponsored a fishing trophy at the Pascack Brook fishing tournament. Two former chiefs were honored who passed away in the past year, Fred Winkler and Neil Hering. Before the fishing contest, the Fire Department also sponsored a free pancake breakfast on Saturday, May 3. A memorial service sponsored by the New Jersey State Exempt Association was held at the firehouse on April 26, 2014.

The Hillsdale Exempt Association will be receiving the Unit Citation Award for the "Ruta Ramp" project, in which the members of the Hillsdale Exempt Association built a ramp and a rear deck for Rita Fiorino after her horrible accident, so that she could enter her home when she was released from the hospital. The Hillsdale Volunteer Fire Department thanked everyone for their support at their annual carnival.

The Fire Department will be presenting scholarships to students from George White and Pascack Valley High Schools.

In addition, the Fire Department is pleased to welcome back Firefighter Peter Hard, who had moved out of state, but has now returned to the Hillsdale Fire Department. They also welcomed William Farrell as a new member, and Fire Cadets Joe Solda III and Michelle Jeffery. Members who have achieved 20 years of service will be honored this year, including Deputy Chief Jim Domville; Jr. Captain Tom Kelley; Firefighter Jeff Albaum; Firefighter Jack Costello.

Board of Health – Kaylyn Herburger presented the report for the Board of Health. There were four births in the month of March, with two males and two females. There were two deaths in April, one male and one female. The Nurse's Activity Report includes information about the blood pressure clinics that were held, and a baby clinic for 11 children, which went well. They developed the Hillsdale Wellness Campaign, and collaborated with Northwest Bergen Commission Health Educator Dawn Snyder on a program at the Hillsdale United Methodist Church Nursery School. In addition, four clinics are scheduled: a vision clinic in June; a skin cancer screening in July; a food clinic in September, which includes blood screening; and a

mini-health clinic.

The Northwest Bergen Health Commission report included 21 food inspections, and four health complaints. All Board programs are progressing well, including the Walk Across America at Meadowbrook School; the proposed senior activity playground; the American Red Cross disaster preparedness program; the Mayor's Wellness Program; and the camp physicals.

Hillsdale Library – none

Police Department – The Police Department report was presented by Samantha Williamson (Captain). There were a total of 20 motor vehicle accidents, and 188 summonses, while the number of moving violations summonses was 53. There were also a total of two DUI arrests, and 144 warnings issued. There were 237 calls received to the 911 call center.

School programs have been completed, although the DARE program for the fifth grade students at George White School and St. John's Academy continues. The program is administered by Detective Sergeant Smith, Detective Hampton, Police Officer Diedtrich, and Police Officer Sayers.

St. John's Academy hosted the auto program, with the assistance of Police Officers Zimmerman and Woods. The two DUI arrests were made by Sergeant Carty and Police Officer Zimmerman, who each made one arrest. Police Officer Kaplan made three arrests with warrants, and one narcotics arrest of a Washington Township resident. Police Officer Woods responded to the Cornerstone Pub to investigate a situation, and upon his arrival, he observed a 19-year-old Bergenfield resident who was later determined to be the perpetrator. After a brief investigation, the Bergenfield resident was found to be in possession of narcotics and subsequently arrested. Sergeant Donaldson made an arrest with a warrant of a Clifton man, who eventually posted bail. Police Officer McKeever arrested a local resident for violation of a temporary restraining order, who was released on his own recognizance after processing. Police Officer McKeever also conducted an investigation of a serious motor vehicle accident on Broadway. After a lengthy investigation, the operator who was found to be at fault was an 18-year-old Washington Township man, who was charged with several motor vehicle violations, as well as an additional criminal charge of assault by automobile. Detective Sergeant Smith received a domestic violence search warrant from another jurisdiction, and conducted a search for weapons at a Hillsdale resident's home. The search revealed numerous narcotics violations, as well as weapons and possession charges. The suspect was arrested and remanded to the Bergen County Jail on \$7,500 bail.

Colin Burns, Acting Chief of the Hillsdale Police Department, reported that the United Water dam project commenced during the past month. Today, there have been little to no complaints about the extra volume of traffic on Hillsdale Avenue, or the secondary roads. Patrols have been stepped up on the surrounding secondary roads to prevent speeding.

The Patterson Street bridge project seems to be progressing, however, it was recently learned that PSE&G will have to replace the gas main on Washington Avenue in front of the Kings supermarket complex. This project will begin sometime in mid-May, after the Fire Department carnival.

The Drug Enforcement Administration's "Operation Drug Take Back" initiative was held this past month. The Police Department took in nearly 50 pounds of unwanted or unused drugs from residents.

The Hillsdale Police Department participated in the 2014 State of New Jersey distracted driving crackdown. The enforcement campaign began during the month of April, in which extra officers were deployed and targeted drivers using hand-held cell phones while driving. After approximately 100 hours of extra enforcement time, the Police Department issued 39 cell phone summonses, and 132 summonses for other motor vehicle violations. The extra enforcement was funded by a grant from the Division of Highway Traffic Safety.

The Hillsdale Police Department applied for and received another grant for seatbelt enforcement, which is called "Click It or Ticket". This initiative will begin sometime this month.

Finally, Mr. Burns reported that on June 1, 2014, at 12:00 noon, the Police Department will be conducting a bicycle safety program. This event will be held at the George White School for grades 2-6. At this event, Hillsdale Police Officers will conduct bike safety inspections, and the children will participate in a skills course.

Recreation/Stonybrook – Madison Weis presented the report for the Department of Recreation/Stonybrook

Swim Club for May 2014. The next senior luncheon will be held on May 21, 2014, at St. John's Parish Center. It is sponsored by the Hillsdale Police Department. The next luncheon after that will be on June 3, 2014, at Stonybrook Swim Club, which will be a barbecue. Tuesday's hot lunch program at The Hut will begin having catered lunches four times this year, from Big Daddy's.

Regarding sports, golf and tennis clinics started this week at Memorial Field. Any fees to be collected for use of Hillsdale fields and parts will now go through a trust account. Men's softball has begun, and women's softball will begin in June.

The annual Easter egg hunt was held on April 12 at Beechwood Park, and was very successful. The park was decorated with more than 3,000 filled eggs, and 4,000 pieces of loose or wrapped candy. Attendance was 300+. The Easter Bunny was thanked for his help in taking pictures of the kids.

Camp registration is online, and the last day to register without paying a late fee is May 15, 2014. The new kindergarten camp only has five children signed up so far, and 75+ are needed to run the program. If attendance does not increase, the program will be canceled. The new camp is from 9:30 AM-2:30 PM, and is three weeks long; it is held at Pascack Bible Church. It runs from July 14-August 1, 2014, from Monday-Friday, for children who are entering kindergarten in the fall of 2014.

The Employee Appreciation Breakfast sponsored by the Safety Committee has been rescheduled for May 29 at 9:00 AM, at the Iron Horse Restaurant.

Work is still being done toward getting all coaches in the sports associations fingerprinted. The cost will be borne by each coach, and the fee is \$26.

The Welcome Committee has had multiple meetings, and information is being gathered from all departments and local businesses for this new packet. This packet will be hand-delivered to all new residents, and the list of new residents will be given monthly to the Health Department by the Building Department. The next meeting will be held on May 14, 2014.

Regarding Stonybrook Swim Club, registration started on April 9, and this year, Open House will be held on Saturday, May 17, 2014, from 11:00 AM-3:00 PM. It is hoped that the Council Members will be able to stop in. This is a chance for new residents/non-resident members to get a small discount if they sign-up that day. The kiddie pool renovations are occurring right now, and they will be completed before opening weekend. The swim team has been swimming in the competition pool since April 7.

Stonybrook sustained some damage from the harsh winter, totaling approximately \$20,000. Almost all the damage has been fixed, and a claim is been filed with the insurance company. The project involving the ADA-compliant handicap lift has been started, and the lift is scheduled to be delivered this week, with final installation scheduled before Memorial Day. An outside electrical and plumbing firm will be hired to get help through the process of the DCA commission, and it is hoped that there will be a bid this year.

Motion to approve, receive and file made by Council Member Stein, second by Council President Marshall, and unanimously carried.

Zoning/Code – Bari Weinstein gave the report for this department. This department has continued to investigate Zoning and Code complaints received through the Borough. Spring is the busiest time for this department; now that the warmer weather is upon us, the complaints have been coming in. These complaints can range from property maintenance issues to fences installed without Zoning approval. Notices of violation have been issued when necessary. Residents and business owners who receive a notice of violation are given a time frame in which to comply. If compliance is not effected, summonses will be issued, especially to residents reporting issues that are constantly being monitored.

On March 6, the Bergen County Health Department was held on hoarding. On June 4, a task force approach to hoarding will be held at the Somerset County Police Academy.

There is a plan review for construction projects, which includes additions, decks, patios, driveways, retaining walls, pools, etc., and is extremely busy. A homeowner must apply for Zoning approval prior to proceeding with a UCC construction permit application. The signed ordinance is then reviewed by the Council, and if it is passed, the Zoning/Code office will then begin the notification and enforcement process.

The Fire Prevention Bureau has issued four summonses to business owners that failed to register their businesses for fire prevention. The court date is scheduled for Wednesday, May 28, 2014, at 4:00 PM. Fire

prevention will soon begin to work with the Hillsdale schools to make arrangements for Fire Prevention Week in October. Approximately 1,060 students in grades preschool-4 are taught about fire safety every year. Fire Prevention is a full week of classes in public schools, as well as private schools and preschools.

Motion to approve, receive and file made by Council Member Stein. The motion was seconded by Council President Marshall, and unanimously carried.

### **OLD BUSINESS:**

Council Member Stein mentioned that at the last meeting, the Borough Council agreed that it was in the best interests of the Borough to direct the Interim Borough Administrator to encourage the use of local businesses for town-sponsored events whenever possible and economically beneficial. The Council Members did so to show local businesses that they are supported and are serious about establishing a proactive and productive Chamber of Commerce. Council Member Stein respectfully requested that the Mayor consider a Proclamation at next month's meeting supporting and explaining the actions of the Council from last week. This will encourage local shopping, and show local businesses that the town supports them. Mayor Stern directed Council Member Stein to make those arrangements with the Borough Clerk.

Council Member Stackpole asked a question of the Borough Attorney regarding donations for local businesses. Mr. Bernstein responded that an issue was raised regarding whether it is appropriate for individuals who are involved with the government, either sitting members of the governing body, or as employees of the municipality, to make donations to local businesses. He explained that as long as the donations are being made as part of a municipal project, especially ones that have been made over a period of time irrespective of whether the individual or business has had or has involvement with the government, and the donation is not being made with any understanding or thought that there will be some reward or a promise made relative to such donation, Mr. Bernstein believes the donation is appropriate.

### **NEW BUSINESS:**

Brandon Latteri, Chairman of the Finance Committee, reported that today, Hillsdale received a new rating from Standard & Poor's. The rating for the Borough and its general obligations debt was raised by one level to AA+, from the previous rating of AA. This was based on Standard & Poor's local general obligation criteria released in September 2013.

Ravina Reese, Chief Financial Officer, explained that Standard & Poor's performs an unsolicited bond rating review for the Borough of Hillsdale. The upgrade was based on the Borough's very strong economy and its budgetary flexibility, despite the declining reserves. A lengthy questionnaire was submitted by the Borough, and it was explained in the questionnaire that one of the reasons for the declining reserves was due to the fact that the Borough Council made a decision to fund capital programs through the operating budget, and not issue debt. The Borough's liquidity is very strong, and Standard & Poor's noted that the financial management conditions in Hillsdale are adequate. The debt contingent profile liability is also very strong, which means that the Borough's debt service is a very small part of the operating budget, and if the Borough Council does decide to incur more debt, Hillsdale will get lower interest rates.

Council Member Gallagher stated that after discussion last week, he wanted to continue to move forward to recognize the Hillsdale Five who made the ultimate sacrifice in Vietnam. This issue has been on his mind since he was involved in the Memorial Day observance last year. Reading the names and ages had a profound impact on him, just as it did others. Council Member Gallagher felt that, just like most Vietnam Veterans, Hillsdale's Five did not get the recognition they deserve. He is not sure what can compare to giving one's life for one's country. Therefore, Council Member Gallagher proposes to rename five of the town's sports fields in honor of these men. The assignment of names for each field can be changed, but to start, Councilman Gallagher proposes that Memorial Field (little) could be renamed George Poor Field; Memorial Field (large) could be renamed Ernie F. Elfenbein Field; Beechwood Field could be renamed Michael Royal Field; George White Field could be renamed Edward Mauer, Jr. Field; and Knickerbocker Field could be renamed Peter Marner Field. The names of these men will become a permanent part of the day-to-day activities in Hillsdale, and there is no better way to recognize those who grew up in Hillsdale and left to serve their country but never returned. It will certainly make an impression on the children who play on the fields that the real heroes are not the overpaid sports stars they see and hear about all the time. Real heroes are closer to home. Councilman Gallagher made a motion to approve the naming of the fields for the five Hillsdale men who never made it home from Vietnam. He also requested that the American Legion be assigned to develop the names by field, and to come up with a recommendation for the appropriate way to mark the fields.

Mayor Arnowitz pointed out that the Borough owns all of the fields except the George White field, which is owned by the Board of Education. Therefore, it will be necessary to get prior approval from the Board of

Education to rename that field. He suggested that the motion be tabled.

**CORRESPONDENCE:**

C6 Letter requesting permission to hold Block Party 332 Evergreen Street – July 12, 2014

Motion to approve, receive and file by Council Member Latteri, Second by Council Member Stackpole, and unanimously carried.

C7 Letter from the Hillsdale Volunteer Fire Department – Fire Official

Motion to approve, receive and file by Council Member Latteri, Second by Council Member Stackpole. Council Members Gallagher, Latteri, Stackpole, and Stein voted yes. Council Member Della Pesca and Council President Marshall abstained.

C8 Letter requesting permission to use Fire Department parking lot, June 14, 2014

Mayor Stern asked if the Ambulance Corps had been consulted about this. The answer was no, but there was no complaint from the Ambulance Corps about using lot.

Motion to approve, receive and file by Council Member Stackpole, Second by Council Member Latteri. Council Members Gallagher, Latteri, Stackpole, and Stein voted yes. Council Member Della Pesca and Council President Marshall abstained.

C9 Electronic message requesting permission from the Bergen County Railroad Train Club to hold Annual Spring Open House on May 17-18, Train Station, 1:00 PM-4:00 PM

Motion to receive, approve and file was made by Council Member Latteri, Second by Council President Marshall, and unanimously carried.

**ORDINANCES:** *Introduction and Adoption*

**14-08 (Introduction)**

**AN ORDINANCE PROVIDING FUNDING FOR UPGRADES TO THE POLICE DEPARTMENT COMPUTER FOR THE BOROUGH OF HILLSDALE AND APPROPRIATING \$72,500 FOR SUCH PURPOSE.**

BE IT RESOLVED, that Ordinance No. 14-08 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 June 10, 2014, 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 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 by Council Member Latteri, Second by Council Member Stackpole, and unanimously carried.

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**14-09 (Introduction)**

**ORDINANCE BANNING HYDRAULIC FRACTURING IN HILLSDALE, NEW JERSEY**

BE IT RESOLVED, that Ordinance No. 14-09 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 June 10, 2014, 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 by Council Member Della Pesca, Second by Council Member Stackpole. Council Members Della Pesca, Latteri, Stackpole, and Stein voted yes. Council Member Gallagher voted no. Council President Marshall abstained.

**CONSENT AGENDA & RESOLUTIONS: R 14107-R14011, R14113, R14115-R14118**

- R14107 Amend LOSAP resolution 14090 of April 8, benefits to eligible members of the Volunteer Ambulance Service
- R14108 Refund overpayment 2012 taxes paid
- R14109 Authorize Submission and execution of NJDOT SRTS application
- R14111 Authorized execution of Interlocal Agreement with Paramus for PSAP emergency 911 service in the amount of \$5,237.50 for year 2014
- R14113 Authorize payment for OEM FEMA plan update in the amount of \$672.50 payable to Christopher Statile PA
- R14114 Ban on fracking (replaced with Ordinance)
- R14115 Authorize refund of performance guarantee the & R Developers, Inc. B1101 L 6&7 in the amount of \$2,131.92
- R14116 Authorize the Borough Clerk to advertise for Cleaning Services for the Borough Hall, Fire Department, Library, and Stonybrook Pool
- R14117 Authorize award of contract for concrete slab work
- R14118 Authorize the Mayor and Borough Clerk to execute agreement with Superintendent of Public Works

Motion made by Council Member Latteri. Seconded by Council Member Stackpole, and carried unanimously.

Council President Marshall requested R14118 and R14110 to be considered separately; R14118 will be considered after Executive Session.

- R14110 Protect the Palisades

Motion made by Council Member Latteri. Seconded by Council Member Stackpole. Council Members Della Pesca, Latteri, Stackpole, and Stein voted yes. Council Member Gallagher and Council President Marshall voted no.

**OFF CONSENT AGENDA: R14112, R14119**

- R14119 Payment of bills

Motion made by Council Member Latteri. Seconded by Council Member Stackpole. Council Members Gallagher, Latteri, Stackpole, Stein, and Council President Marshall voted yes. Council Member Della Pesca was absent.

- R14112 Authorize tax appeal, B2201/L19 5 Cherry Hill Court, Fixelle/Fox

Motion made by Council Member Stein. Seconded by Council Member Gallagher. Council Members Gallagher, Stein, and Council President Marshall voted yes. Council Members Della Pesca, Latteri, and Stackpole abstained.

**PUBLIC COMMENT:**

Elizabeth Ward, 47 East Liberty Avenue, said she watched with interest the televised Borough Council meeting on May 6, 2014, especially the discussion concerning the town's policy of using local establishments for town business. Ms. Ward thinks that it would be a common-sense practice to adopt.

Regarding the Hillsdale summer concert series under the Department of Recreation, Ms. Ward said she has sent approximately 60 letters to various groups, including the Department of Emergency Services, other Borough professionals, and other businesses and establishments in town. The letters have either been mailed or personally delivered, and Ms. Ward has followed up with many of the local businesses. This year, for the first time in her three years of organizing the concerts, Ms. Ward said that she has met with some resistance on the part of the businesses. It seems that on many occasions, Borough organizations request their financial

support for different town events. Some of the merchants are aware that money is being spent out of town for town functions and purchases, and it upsets them. Therefore, Ms. Ward said she was glad to hear that the Mayor and Council would direct Borough employees to patronize Borough businesses when practical and cost-effective. Ms. Ward believes there should be some type of law or ordinance enacted to promote and direct Borough employees to spend taxpayer money in this town. The proclamation that was discussed earlier, as well as the creation of the Chamber of Commerce, could go a long way to creating goodwill among the businesses. A thriving business community should be sought and supported. Empty storefronts are not good for the town.

Ms. Ward also stated that she was aware of a rumor going around that there would be no summer concerts this year, which is not true. She was concerned that the summer concert program could be in jeopardy due to a lack of support from the town businesses, but support is starting to increase, and there will be concerts this summer. The targeted start date is Wednesday, July 9, 2014, at Veterans Park. The anticipated start time is 7:30 PM. Ms. Ward is also trying to expand the program to include concerts that appeal to adults. The number of concerts that will be held will depend on the amount of fundraising that is done.

Council Member DeGise informed Ms. Ward that the Fire Department has approved her request.

Council Member Stackpole noted that the letters that went out to the businesses apparently did not have a suggested amount for funding, which Ms. Ward confirmed. She stated that she is not a professional concert promoter, but a volunteer, and rather than have a tiered system, donations are accepted in any amount that the donor wishes to give. Most of the stores and restaurants in Hillsdale contribute an average of \$100-\$200 for the season, and generous contributions are received from the PBA and the Fire Department. A dedicated concert for those groups is hosted by them. The Borough Attorney said his office would contribute \$500.

Council Member Stein stated that she thinks that the summer concerts program is a wonderful program, and support from the town businesses is essential to make this available to the public. Ms. Ward pointed out that she has been promoting the concerts as a way to bring the community together. The concerts are held in Veterans Park to encourage concertgoers to patronize the businesses close to that area.

Jeff Jasper, 36 Arcadia Way, commented that this was truly a wonderful opportunity, and thanked the Mayor and Council for organizing it, as well as Mr. Buchanan and Ms. Squicimbarri, who were instrumental in getting it done. He also commended the students, saying that they were truly remarkable, and it has been a terrific experience for everyone at Pascack Valley, as well as for people in Hillsdale.

Meredith Kates, 140 Sebastian Court, had a check to present to the town for the grant.

#### **COUNCIL COMMENTARIES:**

The Borough Clerk reported that late-night voter registration was held this evening until 9:00 PM. Anyone who is not a registered voter can register this evening for the June primary.

The Borough Clerk has received the information required for the filing of the financial disclosure forms. If someone has been designated as a local government official, the Borough Clerk will be sending a PIN electronically, as well as instructions on how to submit information. The new process requires local government officials to deal directly with the State, with no copies being sent to the Borough Clerk.

The Borough Administrator noted that the Borough auditors, Lerch, Vinci & Higgins, have been in the office for the past two weeks to perform the annual audit for 2013. The audit will be prepared and submitted to the governing body for review, and any recommendations will be addressed.

June 7, 2014, has been designated as the Town-Wide Garage Sale. It is from 9:00 AM-4:00 PM, and the fee is \$10 to register. The registration deadline is May 23, 2014. Registrants' addresses will be listed on the Borough website and garage sale directory map that will be available at Borough Hall, the Public Library, and the Police Station.

There is a part-time employment opportunity now posted on the Borough website for a Assistant to the Tax Assessor. Details are available on the website, as well as an employment application.

Borough Attorney, Krista Harvey, said she has several items to discuss in Executive Session, which may take several hours.

Council Member Gallagher commented that the Memorial Day observance is Monday, May 26, 2014. While it is also the kickoff to summer, the real reason to celebrate the day is to show respect for those who have

given their lives in military service to our country during wartime. Barbecues and sporting events are great ways to spend the day, but Council Member Gallagher does not want anyone to forget the real reason for the holiday. The parade starts at 10:30 AM at George White School, and there is a ceremony in Veterans Park at 11:30 AM. A Boy Scout package breakfast will start at 7:30 AM. The program will be sent out in an email blast early next week. Council Member Gallagher thanked the sponsors and those schools that participated in the posterior an essay contest.

Council Member Stein commented as Chairperson of the Real Estate/Open Space Committee that, as many people are aware, there are continuing issues with respect to the fields flooding and drainage. Of particular concern has been Centennial Field, and the committee was recently made aware that there may have been some Open Space-related funding available, as well as fill opportunities. The Open Space Committee believes the situation is unique in that the field sits on the closed landfill with drainage issues, and it is believed that fact could set Hillsdale apart from other municipalities looking to get the same type of funding. Council Member Pizzella has been in contact with colleagues at the NJDEP, and the Open Space Committee will be working with the Environmental Commission to provide a preliminary assessment of funding opportunities for this unique situation. The committee members will use their own talents and expertise to complete the preliminary assessment, and once completed, they want to present their findings to the Borough Council, and with their approval and working through the Borough Administrator, they will then utilize the Borough Engineer to advance those opportunities that are determined to have potential. Mr. Polyniak has also offered his assistance whenever possible at no cost, until further advances are made.

Council Member Stein is also the liaison to the Environmental Commission. Last week, the Kids for Earth meeting took place, and the children began to create the community garden at the Public Library. They had a great time moving the compost delivered by the DPW. The garden is open to all, and Council Member Stein encourages anyone who has a child who is interested in gardening check it out. She thanked Patrick Delehanty and the DPW for the compost, as well as for their hard work in getting it to the garden. Council Member Stein thanked the Environmental Commission and Green Team, and the Hillsdale Public Library, for creating another unique community-centered project.

In addition, Council Member Stein reminded everyone that the Environmental Commission received a grant to repair the walking trails that Beechwood Park. The first planning meeting is scheduled for May 19, 2014, and she encouraged anyone who would like to get involved to email the Environmental Commission at [hec@hillsdalenj.org](mailto:hec@hillsdalenj.org).

As liaison to the Board of Education, Council Member Stein reported that last night, the Board of Education approved the adoption of their 2014-2015 budget. Total expenditures and appropriations equal \$21,666,342. They also voted to endorse the Mayor and Council's grant application to the NJDOT for the Piermont Avenue and Hillsdale Avenue 2014 Safe Routes to School Program.

The Historic Preservation Committee has been working with the Borough Administrator to take all necessary steps to request from the County that the Patterson Street Bridge be rededicated to David P. Patterson, a founding father of Hillsdale. They will also pursue the creation of a plaque historical data about Mr. Patterson and the Patterson family.

Council Member Stein mentioned that many are aware of the situation confronting Hillsdale due to the desire of Woodcliff Lake to leave the Pascack Valley Regional School District. Allowing this to happen would be devastating to Pascack Valley High School, and to the Hillsdale community. Hillsdale and River Vale have joined forces to fight this, and Council Member Stein encouraged everyone to get involved to stop Woodcliff Lake. It is essential to maintain a strong Pascack Valley High School to ensure that children are challenged, and to get the best education available to prepare them for the rest of their lives.

Council Member Stein also noted that she has been studying AP French this year at Pascack Hills High School, because there was not enough interest in AP French at Pascack Valley. This was available because of the opportunities in the Pascack Valley Regional High School District, and it is turned out to be her favorite class. However, if Woodcliff Lake is allowed to leave the region, a like-minded student would not have the same opportunity.

Finally, Council Member Stein thanked the educators and administrators at Pascack Valley High School for this opportunity, and Councilman Pizzella for mentoring her.

Police Chief Stalter said he was at the bridge site this morning to assess its progress, and it seems to be moving right along. Therefore, if there is to be a plaque, he suggested that someone from the committee should start making those arrangements now. Council Member Stein responded that it has already been

taken care of.

Council President Marshall thanked Butch Franklin for another great carnival, on behalf of the Hillsdale Volunteer Fire Department. It is an important fundraiser for the Fire Department.

Next, Council President Marshall mentioned an Eagle Scout project; a young man is building birdhouses for birdwatching and the Greater Pascack Path along the Pascack Brook, behind Kings supermarket.

The Hillsdale Ladder Company will be hosting a golf outing on June 16, 2014, at River Vale Country Club. Dinner will be served at Seasons Restaurant in Washington Township. Anyone who is interested should contact Captain Kelley or Deputy Chief Domville.

Council President Marshall mentioned the ordinance on hydraulic fracking, and he believes that fracking is not worth the natural gas that might be obtained from it. It is a very lucrative process, but it is also a very dangerous process. The process involves using pressurized water, chemicals, and sand to blast rock layers, which does irreparable damage to the geological foundations of different ecologies. It also releases dangerous chemicals, and can seep into the groundwater. Council President Marshall believes that Hillsdale should take any stand against such fracking.

Council Member Stackpole pointed out that next week is National DPW Week, and she congratulated all of the Fire Department personnel who were sworn in tonight, because their work is much appreciated. She also mentioned that she studies Italian at Pascack Valley High School, and will be leaving this Friday with a group of students to participate in a student exchange program for approximately 10 days.

Council Member Jordan noted that this Saturday, May 17, from 11:00 AM-3:00 PM, there will be an Open House at Stonybrook Swim Club. Everyone is invited to visit the pool and sign up for the season. New members joining for the first time on that day will get a 10% discount. On Wednesday, May 21, at 11:00 AM, there will be a senior luncheon at St. John's Church, sponsored by the Hillsdale Police Department. Boy Scout Troop 109 is holding a fundraising breakfast on Memorial Day at Holy Trinity Church from 7:30 AM-10:30 AM. They are asking for a \$5 donation per person. She also congratulated the new Fire Department personnel, and she thanked the Fire Department for another fun carnival.

Council Member Latteri thanked Council Member Gallagher for his suggestion to name the fields after the Vietnam Veterans who lost their lives.

Mayor Stern commented that after the Council goes into Closed Session, there will be a discussion and vote on the Superintendent. She also noted that the Chief of Police will be retiring. In addition, she thanked Demarest Farms for providing lunch to the DPW, and she thanked the firefighters who are being honored for 20 years of service.

Council Member Frank commented on the motion to rename the fields, and he recalled that there was a spirited discussion about that at the previous Council meeting regarding naming the Patterson Street Bridge. This afternoon, Council Member Frank said he spoke with a friend who grew up in Hillsdale, is a Vietnam veteran, and knew the five people from Hillsdale who lost their lives. His friend was upset at the tone of the discussion, but he suggested renaming the fields, because it would be permanent, and every child who played on a field would use the name of someone who did something important for Hillsdale and the United States.

Council Member Pizzella applauded all of the high school students, saying that they did a tremendous job, and he enjoyed this process.

Council President Kelley thanked all of the high school students for getting involved in government. He noted that all the students were given voter registration cards, and those who are already 18 should register to vote right away and become part of the process.

Council Member Meyerson thanked the teachers and administrators at Pascack Valley High School, and said they must be very proud of the students who participated in the Youth in Government initiative. He also said he is very proud of Hillsdale for considering the passage of an anti-fracking ordinance, as well as for opposing what is being attempted on the Palisades.

Council Member Loes said that as a Pascack Valley High School graduate, she was extremely proud. She and her husband graduated from Pascack Valley, and they made the choice to stay in Hillsdale to raise their family. It is a testament to Hillsdale that such resources are available here for our students.

Council Member DeGise thanked the students and everyone who attended the meeting for coming out, and he commended the students for doing a great job.

Mayor Arnowitz also thanked everyone who put this together, and said it has been a marvelous experience for everyone. He especially thanked Ms. Witkowski, Borough Clerk, for organizing the event, and he hopes it can be repeated next year. Moreover, Mayor Arnowitz said this is why it is essential to fight the withdrawal of Woodcliff Lake from the regional school district, because it is the four schools coming together that makes the high school system so wonderful and offers so many wonderful opportunities like this to the students.

**ADJOURN TO CLOSED SESSION: @9:31 PM**

R14121 To provide for a meeting not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act N.J.S.A. 10:4-12 B4.

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

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

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

- (1) Matters required by law to be confidential.
- (2) Matters where the release of information would impair the right to receive funds.
- (3) Matters involving individual privacy.
- (4) Matters relating to collective bargaining agreements.
- (5) Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.
- (6) Matters relating to public safety and property.
- (7) Matters relating to litigation, negotiations and the attorney-client privilege
- (8) Matters relating to the employment relationship.
- (9) Matters relating to the potential imposition of a penalty.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Borough of Hillsdale assembled in public session this date that an Executive Session closed to the public be and the same is hereby authorized for discussion of matters relating to the specified items designated above. It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

Motion by Council Member Della Pesca, Second by Council President Marshall, and unanimously carried.

**RECONVENE REGULAR MEETING: @10:11 PM**

Motion to reconvene regular session was made by Council Member Kelley, Second by Council Member Meyerson, and unanimously carried.

Borough Attorney Bernstein said let the record reflect all members of the governing body present for commencement of the executive session and are present for the recommencement of the open session as well as the Borough Clerk/Interim Borough Administrator and the Borough Attorney.

There was a discussion by the Mayor and Council relative to the position of Interim Borough Administrator. The Borough Attorney has been given direction in terms of dealing with the situation, and they will be more formal action taken in an upcoming meeting. There was also a discussion regarding the proposed contract between the Borough and Donald Russell to serve as a DPW Superintendent. There is a resolution that was carried from the consent agenda, R14118, and Mr. Bernstein asked that the Council Members consider the resolution to authorize execution of the agreement with Mr. Russell.

Motion by Council Member Meyerson, Second by Council Member Kelley. Council Members DeGise, Meyerson, Looes, Pizzella, and Council President Kelley voted yes. Council Member Frank abstained.

Finally, Mr. Bernstein said that his office has been advised by the law firm of DeCotiis, FitzPatrick & Cole LLP, who are currently serving as the Borough tax appeal counsel, that they are withdrawing their representation of the Borough in tax appeal matters going forward. Mr. Bernstein recommended that his office should continue said representation, at least for the remainder of 2014, in both the County and State Tax Court appeals, at the hourly rate currently being paid, which is \$95 per hour, and not to exceed \$15,000,

which was the retainer amount established with the DeCotiis law firm at the beginning of the year.

Motion by Council Member DeGise, Second by Council Member Meyerson. Council Members DeGise, Frank, Meyerson, Looes, and Council President Kelley voted yes. Council Member Pizzella abstained.

**ADJOURNMENT: @10:13 PM**

Motion to adjourn was made by Council Member Kelley, Second by Council Member Looes, and unanimously carried.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE  
WEDNESDAY, JUNE 4, 2014 – BEGINNING AT 7:30P.M.