

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:32 PM on Tuesday, June 10, 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 10<sup>th</sup> day of June 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 Clerk Witkowski. Borough Attorney Bernstein was not present at roll call.

**APPOINTMENTS/OATHS OF OFFICE:**

Mayor Arnowitz asked for a motion to approve Eileen McLaughlin as the Hillsdale Municipal Alliance Coordinator, and Susan Witkowski as Hillsdale Municipal Alliance Chairperson.

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

Mayor Arnowitz asked for a motion to approve Kathy Elgert as the Director of Welfare (30 years).

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

Oath of Office

Max Arnowitz, Mayor

C1 Letter dated April 30, 2014, requesting approval of Michael Athineos as member of Hillsdale Volunteer Fire Department

Mayor Arnowitz asked for a motion to approve this appointment.

Motion by Council Member Frank, Second by Council Member Meyerson.

Roll Call Vote:

Ayes: Council Members Frank, Looes, Meyerson, Pizzella

Abstain: Council Member DeGise, Council President Kelley

Oath of Office administered to Michael Athineos by Council Member Looes at the request of Mayor Arnowitz.

**RECOGNITION:**

Eagle Scout Eric Hofbauer

Max Arnowitz, Mayor

Mayor Arnowitz explained that a very small number of Boy Scouts become Eagle Scouts, and to obtain the badge is no easy task. It requires that a slew of badges be previously acquired, starting when the boys are Cub Scouts, and working their way up. It also requires a lot of dedication, and must be attained before they are 18 years old. A project is also involved, which must be approved by the State. Mayor Arnowitz said that many professionals are able to perform the duties and asked of them in their professional lives because of the discipline learned in becoming Eagle Scouts.

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**Proclamation**

**WHEREAS**, Eric Hofbauer of Troop 91/349 labor diligently to achieve the highest award of the Boy Scouts of America, the Eagle Scout Award; and

**WHEREAS**, Scouting is a well-known and, as a vital organization, has enabled the development of self-esteem and leadership skills in young men; and

**WHEREAS**, Eric has learned the enduring values of Scouting, and his dedication and devotion to the principles of Scouting is an inspiration to all young men..

**NOW THEREFORE, BE IT RESOLVED** that I, Max Arnowitz, Mayor of the Borough of Hillsdale, on behalf of the Citizens of the Borough of Hillsdale, commend and congratulate Eric

Hofbauer for his accomplishments, and extend our best wishes for continued success. In witness whereof, I, Max Arnowitz, Mayor of the Borough of Hillsdale, have hereto set my name this 10<sup>th</sup> day of June 2014.

**PRESENTATIONS:**

The Hills-Valley Coalition, represented by Gale Mangold, made a presentation to the Borough Council. Ms. Mangold explained that the Hills-Valley Coalition is a grassroots, community-based organization that has been in existence for 17 years. Its members work to provide and promote safe and substance free environments in the communities of Hillsdale, Woodcliff Lake, Montvale, and River Vale. The Coalition is comprised of school leaders, municipal leaders, law enforcement officers, health-based providers, faith-based leaders, and parents networking for a common purpose and cause. Ms. Mangold is a Student Assistance Counselor at Pascack Hills High School, and she supports this program and this effort. The mission of the Coalition is to unify and promote community efforts to create and maintain a safe and substance free environment to reduce the potential for adolescent and teen high-risk behavior. It was started by people who wanted to pool their resources to maximize the workforce in their similar efforts. Its objectives are to reduce underage drinking; addressing the issues of host liability in the communities; providing prevention and treatment resources for families; promoting safe homes and safe communities by trying to reduce incidents of underage drinking and any kind of drug use in the communities; increasing awareness of host liability; and many other issues pertinent to teenagers. A newsletter is produced in the fall and spring, going out to approximately 4,000 families. Many different parent/teen programs are offered throughout the year, with a large spring program, and a somewhat smaller program in the fall. All resources are unified and networked together, and meetings are held quarterly, which are open to the public. There are four risk factors identified by the Municipal Alliance Grant which municipal alliances must address in order to receive the grant funds of approximately \$10,500 annually. All four communities currently receive these funds, and strategies have been developed to help address issues relating to at-risk teens.

(Borough Attorney Bernstein arrived at 7:43 PM.)

One of the risk factors is the peer and individual behavior risk factor, which is simply means trying to identify early use of drugs and/or alcohol, trying to address some of the anti-social behaviors demonstrated by use, and family management factors. Another factor is an environmental risk factor, in which occurrences and incidents within the communities are evaluated and assessed in an effort to try to understand the reasons why, for example, the age of first use of alcohol or drugs is approximately 11.5 years. In addition, an increase in marijuana use has been identified in the communities, leading to more aggressive community-based efforts throughout the communities, as well as the County, to try to eliminate these problems. There is also a family community environmental factor, which the Coalition tries to address through its Safe Homes program. This program attempts to address family management issues, including the fact that many parents have a laissez-faire attitude toward their children's drinking, believing that as long as their children are drinking at home, the parents do not have to be concerned about them being out in the community. There can also be issues with host liability problems, and the Coalition is trying to make parents aware that that is an illegal behavior.

The Municipal Alliance Grants are used for many different things, covering elementary through high school, including the DARE programs. There also education programs provided by the Coalition to try to get people informed from an early age all the way through to every resident in the community.

Many things have happened in the Pascack Valley region that the Coalition wishes to address. One issue that has recently arisen is the Harassment/Intimidation/Bullying Law, instituted in 2011. The Coalition took a proactive approach to that law, because it is simply another risk factor for teens that can cause them to have school avoidance issues, or other mental health issues. Posters were produced focusing on respect, and each school district is mandated to have an HIB specialist in every school. Parent programs have ranged from Drugs 101 (2006) to Who Rules the Roost: Empowering Parents (2013). A wide variety of topics are covered, ranging from mental health to drugs and alcohol, and any issue that might put teens at risk. The most recent program was The Face of Addiction, which was very successful, and was hosted at Pascack Valley High School. Over 675 participants were involved in that program. The Safe Homes program is another program provided by the Coalition, which is simply a directory identifying homes had been designated as safe homes, and which parents pledge that they will not serve alcohol to teens in their homes.

The Coalition has a website: [www.hillsvalleycoalition.org](http://www.hillsvalleycoalition.org). Parents can communicate electronically with the Coalition via the website, and information and articles are put there to keep the community informed about programs and relevant information. The Coalition is a non-profit organization, with five trustees and two coordinators. In addition, there is a President, Vice President, Recording Secretary, and Treasurer. Ms. Mangold urged anyone who is interested in working with the Coalition to contact her at Pascack Hills High School. She stressed that it is a community organization, not a school organization.

Ms. Mangold asked that the communities continue to support the Coalition in its efforts, and each town is being asked to contribute \$2,500 to facilitate and promote the programs provided by the Coalition. In addition, a liaison is being requested from each community to continue to share the burden among the four communities. Municipal leaders are invited to join the Coalition, and to come to meetings as often as they can. Roundtable discussions are held at the quarterly meetings, which are attended by all of the Coalition members.

Mayor Arnowitz thanked Ms. Mangold for her presentation, and he suggested that perhaps the Borough website could give information about the Coalition, including the URL. He also commented that at his Mayors' meeting tomorrow night, he would mention the Coalition to the other three Mayors.

**APPROVAL OF MINUTES:**

Closed Session Meeting of May 6, 2014, and May 13, 2014.

Motion by Council President Kelley, Second by Council Member DeGise.

Roll Call Vote:

Ayes: Council Members DeGise, Frank, Looes, Meyerson, Pizzella, Council President Kelley

Abstain: Council Member Frank

**PROFESSIONALS REPORTS/MONTHLY DEPARTMENT REPORTS:**

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

Borough Engineer – dated May 28, 2014

Ambulance Corps –

Construction Department –

DPW – Donald Russell is the newly-hired Superintendent of DPW. Mr. Russell mentioned that during the past several weeks, the DPW has been doing a lot of patchwork, mainly on the roads that were damaged due to all the snow. Approximately 20 tons of blacktop have been laid, and the list is rather long. This is being done twice a week. In addition, storm drains that were also damaged by the plows after the snow storms are being repaired. New bases are being installed with cement on the baseball fields. The DPW staff is also maintaining the easements in the culverts in town. There is a lot of preventive maintenance going on with the HVAC systems, which could save as much as \$200/hour. There are quite a few units in Hillsdale, scattered among the Borough Hall, Police Station, Fire Department, and Public Library. Storm drain inspections have begun, with the program being implemented to ensure that all of the storm drains in Hillsdale are cleaned. There was also some painting done in the Nurse's Office at Borough Hall, as well as tree trimming; curb repair from damage caused by snowplows; and trash removal from various public locations. Some future projects include laying playground mulch; repainting curbs and street lines using free traffic paint obtained from the County; continuation of road patching and other curb repairs; storm drain inspections; updating street and traffic signs with more visible, high-intensity signs; and the leaf program and snow removal. Ms. Witkowski noted that Mr. Russell had been hired on May 27<sup>th</sup>, and he has hit the ground running without stopping. He has a lot of ideas, and likes to stay a season ahead. Ms. Witkowski welcomed him to Hillsdale.

Fire Department – April 2014

Board Of Health – May 2014

Hillsdale Library –

Police Department – Chief Stalter mentioned that interviews continue for new hires. They are now in the process of ranking the candidates, while continuing the interview process. It is hoped that the second round of interviews could begin as soon as next week. Captain Francaviglia reported on the Coffee with the Cop event held this past Sunday, which Mayor Arnowitz attended. It was very successful, with more than 30 people attending from Hillsdale and surrounding towns. Captain Francaviglia thanked Detective Hampton for organizing the event. This summer, the Police Department will be conducting a child abduction program, with more information available through the Police Department website. Mayor Arnowitz thanked Starbucks for their cooperation in the Coffee with the Cop event.

Council Member Pizzella said he noticed that on Broadway, people seem to be ignoring the signs instructing them to slow down for pedestrians, and he wondered if there is anything that can be done to monitor the situation. Chief Stalter responded that the Police Department goes out there as often as they can, and it is hoped that with the next few weeks, another pedestrian decoy detail can be implemented. That will depend upon staffing levels. Council Member Frank said he has noticed a difference, especially at Park Avenue and Broadway in the business district, where those pedestrians who are not

jaywalking are generally being allowed to cross. Chief Stalter added that they are also in the process of trying to create some type of sign to be placed below the parking regulations signs to encourage pedestrians to use the crosswalks instead of jaywalking. It is a slow process, but Chief Stalter believes that more people stop for pedestrians now than in the past. However, he will reinforce this initiative with patrols, and instruct them to monitor the crossings in the business district if at all possible.

Council Member Pizzella also mentioned that at Memorial Field, usually very late in the evening (around 1 or 2 AM), there seems to be a group of young people who are continuously at the field very late, and they are very loud. People who live in that area have asked Council Member Pizzella if something can be done about the situation, and he lives in that area, too. Chief Stalter asked if these complaints are approximately 2 weeks old, and Council Member Pizzella said he heard about them approximately one week ago. Chief Stalter said that about a week or 10 days ago, there was a similar complaint received through the website, and an advisory was issued for the patrols to do extra checks in that area, but he will remind them to do so. Council Member Pizzella added that it is possible that, unless the officers get out of their cars and go on to the fields, it is possible that the young people could be in the dugouts, where the officers cannot see them right away. Chief Stalter suggested to Council Member Pizzella that people be encouraged to call the Police Department and remind the dispatcher that it is after hours when these people are on the fields, and the officers will make an effort to check the fields. Captain Francaviglia added that patrols have been increased in that area, and there was a group cited for violation of the Borough ordinance, which required them to make a court appearance. Captain Francaviglia advised them to notify their friends that the Police Department would be issuing summonses for violation of the ordinance.

Recreation/Stonybrook –

Motion to approve, receive and file by Council President Kelley, Second by Council Member DeGise, and unanimously carried.

#### **OLD BUSINESS:**

#### **NEW BUSINESS:**

Mayor Arnowitz mentioned a Developer's Agreement with Inserra Supermarkets. Borough Attorney Bernstein explained that, as the Council Members who are also members of the Planning Board are aware, there was an approval for Inserra Supermarkets, and as part of that approval, there was a requirement for a Developer's Agreement. One of the requirements of the Developer's Agreement is that the Mayor and Clerk execute on behalf of the Borough, and there has been an ongoing discussion between the attorney for the Developer, the Planning Board Attorney, and Mr. Bernstein about what the agreement will look like. The push for this has been coming from Inserra, who would like this to be completed immediately, if not sooner. As of now, the Planning Board has not taken action on this agreement, but it is on their agenda for tomorrow night. Mr. Bernstein does not know what action will be taken. Mr. Lamb, who represents the Developer, wanted this to move forward due to his concern that if it is not completed quickly, another year will be lost. That is why Borough Attorney Bernstein agreed to put this matter on the agenda for tonight. However, Mr. Bernstein believes that this is a case of putting the cart before the horse, because the Planning Board heard the application, and approved it; they have also approved the resolution approving the application. Therefore, this Developer's Agreement is basically memorializing the terms and conditions of the agreement above and beyond the resolution. That is why Mr. Bernstein believes it is premature to ask the Borough Council to approve a document when the Planning Board had already heard and decided the application, then passed a resolution authorizing the application, but has not given its input into the Developer's Agreement yet. Mayor Arnowitz agreed with Mr. Bernstein. Mr. Bernstein said he also knows that some of the Council Members, as well as Mr. Bernstein, have raised issues about certain riders and other additional items to the agreement. Mr. Bernstein invited counsel for the applicant to come up and address the Borough Council, if he desired.

Council Member Meyerson asked what the procedure is for Developer's Agreements, as this is the first one for which he has ever been asked to vote. He asked if it is something that is normally voted on by the Council Members. Mr. Bernstein responded that it is something that is normally approved by the municipality, because there are certain requirements of the municipality going forward with the agreement. Council Member Meyerson asked if it is the kind of thing that is negotiated or acted upon by the Planning Board before the Borough Council is required to take action. Mr. Bernstein responded that normally, it would be. Council Member Meyerson then asked if, in that case, the appropriate action would be to table the issue until action is taken by the Planning Board. Mr. Bernstein said he would not request a motion to table any action, but he would ask that the Borough Council take no action until the Planning Board has acted. However, he thinks it before the Council Members make any decision, because counsel for the applicant is present at this meeting, he suggested that counsel for the applicant be allowed to advocate and explain why

his client is desirous to have action taken at this time.

Daniel Steinhagen, from the law firm of Beattie Padavano, represents Inserra Supermarkets. The applicant is Crossroads Hillsdale. Mr. Steinhagen said he was aware that Mr. Lamb had been in contact with Mr. Bernstein and Ms. Nabbi, the Planning Board attorney. Mr. Steinhagen said it is his understanding, based on emails transmitted this afternoon, that all of the issues have been resolved. There was one issue pertaining to the payment of developer fees whenever Inserra decides to start building, which Mr. Steinhagen believes has also been resolved. He does not believe there needs to be any further changes made to the agreement. As Mr. Bernstein stated, the Planning Board will be taking action on this matter tomorrow. The reason why Mr. Steinhagen's client wants to get this moving as soon as possible is due to the fact that Inserra does not intend to undertake construction if it cannot complete the work prior to its busy season, which is Thanksgiving-Christmas. The business in question is a liquor store, and it will be necessary to do a place-to-place transfer of the liquor license. In addition, if the work cannot be completed before the busy season, it is not financially feasible for Inserra to do the work now, but it will have to wait until next year, which will raise further issues. Mayor Arnowitz responded that Mr. Steinhagen could appreciate that the Council Members' concern is that they are approving the same thing that is being approved by the Planning Board. Because the Planning Board is scheduled to take action on this matter tomorrow, Mayor Arnowitz said he would have this item on the agenda for the Borough Council meeting in July, at which time the Council Members will pass whatever is approved by the Planning Board, unless the Council Members wished to do something different.

Council President Kelley asked if he could vote on the issue again, because he voted on this application at the Planning Board meeting. Mayor Arnowitz explained that he could vote in both places, because his vote at the Planning Board meeting was taken as a representative of the Borough Council. Council President Kelley commented that Mr. Inserra was present when action was taken on the application, and he was agreeable to just about anything that the Planning Board requested. Council President Kelley also asked if it would be possible to approve the application pending approval of the Planning Board. Mayor Arnowitz responded that there is no way of knowing what the Planning Board will approve, and he heard that one or two of the Planning Board members will be requesting a change, but it may be too late to make any changes. That is why Mayor Arnowitz wants to ensure that whatever is approved by the Borough Council is the same as whatever is approved by the Planning Board. Mr. Bernstein stated that the Borough Council can approve the agreement as drafted before them, subject to Planning Board approval of the agreement. However, it does raise a question: if the Planning Board does not approve this application, it will come back to the Borough Council in July for further action; or should the Borough Council wait for the Planning Board to take action tomorrow, and approving that action at the July 8 meeting. Mr. Steinhagen responded that the only difference he could see is that, if the Borough Council approves the application/agreement subject to Planning Board approval, everything could be approved tomorrow (if the Planning Board does, in fact, approve this application/agreement). Construction could then go forward. Mr. Bernstein asked what would happen if the Borough Council waits until July 8, and the Planning Board takes action tomorrow; would the additional 30 days have an impact. Mr. Steinhagen answered that he believes that is the case. Council Member Meyerson asked if it is true that if the 30-day wait is required, that means the delay would actually be one year. Mr. Steinhagen explained that the construction timeline would push his client beyond the period when construction could not physically be completed within the time desired. Council Member Meyerson clarified that Inserra would not commence construction in 2014 if they are forced to wait until July 8 for final approval, which Mr. Steinhagen confirmed is his understanding. Council Member Frank asked if this is something that is required for construction to start, or if it is something that is simply desired before construction can start; in other words, if approval was given by the Planning Board tomorrow, without the Developer's Agreement, could construction begin. Mr. Steinhagen said no, because the Planning Board resolution approval conditioned approval on the execution of a Developer's Agreement, and the municipality must be a party to that agreement. Council Member Frank asked if the Developer's Agreement is something that was requested by Inserra, or if that is something that Hillsdale wanted. Mr. Steinhagen answered that the Planning Board required the Developer's Agreement. Council Member Meyerson commented that, according to Mr. Steinhagen, it is a guaranteed one-year delay if no action is taken tonight. However, if action is taken tonight, it might affect what the Planning Board does.

Mayor Arnowitz asked for a motion to approve the agreement. Council President Kelley moved to approve the Developer's Agreement, subject to Planning Board action tomorrow. Mr. Bernstein explained that it was a motion to approve a resolution authorizing the Mayor and Clerk to execute the agreement with Inserra Supermarkets, subject to the approval by the Planning Board of the exact document that is before the Council tonight. Council Member DeGise seconded the motion. Council Member Pizzella pointed out that the Planning Board has requested this document, yet it is the Planning Board that has yet to approve document. He also asked about the precedent that this will set for future developers. Moreover, he is concerned with the fact that this is not consistent with the way the Hillsdale's system is set up. Council Member Pizzella asked Mr. Steinhagen if it is true that the job would really be stopped by a 30-day delay. Mr. Steinhagen responded that he can only tell the Council Members what he has been told by his client and Mr. Lamb, so the answer is yes. He added that he could not speak to precedent, because this is a unique

situation, based on many other factors, including the issue of the liquor license, which complicates things. Mayor Arnowitz commented on the issue of precedent by saying that he hopes that some kind of precedent can be created, because he believes that most of the Planning Board applications take too long before any action is taken. Mayor Arnowitz believes that if a developer wants to develop something in Hillsdale, and everyone is in agreement with that development, it still seems to take an inordinate amount of time to get all of the necessary approvals, and this might be a way of expediting that process in a legal manner. The sooner the property is developed, the sooner Hillsdale can reap the benefit of the tax dollars. Mr. Steinhagen added it would not be productive for him to appear before the Council on July 8 asking for approval of the same agreement as the one being discussed tonight; someone must go first.

Council Member Frank asked about the noted changes in the agreement, of which there are several, wanting to know if the Planning Board had seen them. Mr. Steinhagen said he could not answer that. Council Member Frank pointed out that the changes came from the Planning Board attorney. Mr. Bernstein explained that this was a collaborative effort between him, Mr. Lamb, and Ms. Nabbi, although predominantly Ms. Nabbi and Mr. Lamb.

Roll Call Vote:

Ayes: Council Members DeGise, Frank, Looes, Meyerson, Council President Kelley  
Abstain: Council Member Pizzella

**CORRESPONDENCE:**

C2 Letter dated May 9, 2014, from DeCotiis, Fitzpatrick & Cole, LLP, resigning as Tax Appeal Attorney effective immediately

Motion to approve, receive and file by Council President Kelley, Second by Council Member Frank, and unanimously carried.

C3 Letter dated May 28 2014, from Bo Petkovich, requesting permission for 2014 Pascack Valley triathlon, Saturday, August 23, 2014

Motion to approve, receive and file by Council Member Looes, Second by Council President Kelley, and unanimously carried.

C4 Electronic message dated June 2, 2014, from Robert Holmes, resigning as a member of the Environmental Commission, effective immediately

Replacement to be named at the next Borough Council meeting.

Motion to approve, receive and file by Council Member DeGise, Second by Council Member Looes, and unanimously carried.

**ORDINANCES:** *Introduction and Adoption*

**14-08 (Adoption)**

**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 ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HILLSDALE, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Borough of Hillsdale, in the County of Bergen, New Jersey (the "Borough"), authorizes improvements to the Police Department Computer System including the RMS/CAD/E-Ticket/Evidence and associated hardware and all work or materials necessary therefor or incidental thereto for the Borough to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$72,500 is hereby appropriated for the purposes stated in Section 1 of the Ordinance (of which \$70,000 is for construction and \$2,500 is for the remaining costs) and which amount being funded through both Capital and Current Fund budgets included in the Borough of Hillsdale's 2014 Adopted Municipal Budget.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purposes described in Section 1 hereof is not a Current Expense and is an improvement which the Borough may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

**PUBLIC HEARING:**

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 14-08, please raise your hand to be recognized, come forward to the microphone, and state your name and address for the record.

Motion to open public hearing on Ordinance 14-08 by Council Member Looes, Second by Council Member Frank, and unanimously carried.

I entertain a motion that the public hearing on Ordinance No. 14-08 be closed, and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 14-08 by Council Member Looes, Second by Council Member Frank, and unanimously carried.

Motion to adopt Ordinance No. 14-08 by Council Member DeGise, Second by Council Member Meyerson, and unanimously carried.

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**14-09 (Adoption)**

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

**WHEREAS**, the hydraulic fracturing (fracking) for natural gas involves the use of chemicals and hazardous materials during construction, drilling, hydraulic fracturing, gas production and delivery, well maintenance, and workover operations; and

**WHEREAS**, hydraulic fracturing of underground geologic formations is often accomplished by injecting a complex mix of fluids and chemicals, including large volumes of water, on average 4.5 million gallons per well, under very high pressure to create fractures in gas bearing geologic formations; and

**WHEREAS**, the US Geological Survey has identified what could be up to 1.6 trillion cubic feet of gas in New Jersey in the South Newark Basin and has yet to assess the North Newark Basin, which likely has trillions of cubic feet of gas as well.

**WHEREAS**, many of the chemical constituents injected during hydraulic fracturing have documented adverse health effects and/or adverse environmental impacts; and

**WHEREAS**, there have been more than 1,000 documented cases of water contamination near fracking sites; some people who live near these sites can now light their drinking water on fire; and

**WHEREAS**, wastewater from fracking may contain radioactive elements and other toxic components and has been discharged into rivers that supply drinking water for millions; and

**WHEREAS**, Pennsylvania's Department of Environmental Protection has documented three facilities in NJ as accepting waste from hydraulic fracturing operations, posing a direct threat to NJ's drinking water.

**WHEREAS**, use of these hydraulic fracturing mixes exposed air, aquifers and adjacent land and surface waters to the risk of contamination through spills and accidents, open pit storage, truck transport on roadways, and activities during well development; and

**WHEREAS**, Former President George W. Bush's EPA point person on water now admits fracking should never have been exempted from regulation; and

**WHEREAS**, New Jersey's Legislature and Governor have enacted a one-year moratorium on fracking that expired in January of 2013; and

**WHEREAS**, since the New Jersey Legislature originally acted to ban fracking, the case for a ban on fracking is strengthened by a US EPA report of contaminants associated with fracking being found in an aquifer in Pavilion Wyoming, and separate incidents involving earthquakes in Ohio linked to fracking waste disposal using injection wells; and

**WHEREAS**, wastewater, wastewater solids or sludge, drill cuttings and/or other byproducts from the fracking process are known to contain toxic levels of contaminants, including unknown quantities of undisclosed chemical additives used in hydraulic fracturing fluid, as well as contaminants from sources underground; Benzene, naphthalene, formaldehyde, cadmium, mercury, arsenic, total dissolved solids, and radioactive material, such as radium, are among the known contaminants; and

**WHEREAS**, methods of treatment and disposal for fracking waste do not eliminate the risks that hydraulic fracturing wastewater, wastewater solids or sludge, drill cuttings and/or other byproducts pose to human health and the environment; and

**WHEREAS**, A575/S253 passed the NJ Legislature in June 2012 with strong bipartisan support, and would prohibit treatment, discharge, disposal, or storage of waste from hydraulic fracturing in New Jersey; and

**WHEREAS**, Governor Christie vetoed A575/S253 in September 2012; and

**WHEREAS**, fracking is exempt from important regulations meant to protect public health and the environment, specifically sections of the Clean Water Act, Clean Air Act, Safe Drinking Water Act, Superfund, National Environmental Policy Act, Resource Conservation and Recovery Act; and

**WHEREAS**, at least five pipeline expansion projects, which will transport fracked gas, are planned for NJ, passing through densely populated communities like Jersey City and environmentally sensitive areas in the NJ Highlands and Pinelands, encompassing protected land paid for and owned by the people of New Jersey to be preserved as open space to protect water resources; and

**WHEREAS**, historically 100% of US produced gas has been used domestically, and now 12% of US produced gas is being exported to international markets via liquefied natural gas (LNG) terminals, and 25% of gas production has been approved for export through these terminals; and

**WHEREAS**, previous decisions to halt the construction of LNG facilities in New Jersey and off our coast could be reversed to profit gas companies who can charge six to eight times as much for gas in Europe and Asia, respectively, as they can in the US; and

**WHEREAS**, the wise stewardship of our natural resources involves protection of New Brunswick's air, water supplies and water resources for generations to come; and

**WHEREAS**, protection of Paramus' air, water supplies and resources is better accomplished by prevention of contamination and environmental degradation, rather than attempting to cleaning up contamination and restoring degraded environments after the fact; and

**WHEREAS**, under existing State law regulating drilling for oil and natural gas under N.J.S.A.13:1M-18 and N.J.S.A.13:1M-1 et seq., a local governing body may ban drilling for natural gas, and exploration for natural gas beyond the "reconnaissance" phase.

**NOW, THEREFORE, BE IT ORDAINED**, that on the 10<sup>th</sup> day of June 2014, that drilling for natural gas, using the drilling technique of hydraulic fracturing and exploring for natural gas beyond the reconnaissance phase is prohibited within Hillsdale, New Jersey.

**BE IT FURTHER ORDAINED**, said copy of adopted ordinance be sent to District 39 State Legislators; District 5 Congressional; Chairman of Bergen County Freeholders; Governor Christie; Senator Menendez;

New Jersey Sierra Club; Delaware Riverkeeper Network; and Food and Water Watch.

**BE IT FURTHER ORDAINED**, this Ordinance shall be effective upon final passage and publication as required by law.

**PUBLIC HEARING:**

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 14-09, please raise your hand to be recognized, come forward to the microphone, and state your name and address for the record.

Motion to open public hearing on Ordinance 14-09 by Council President Kelley, Second by Council Member Meyerson, and unanimously carried.

Gail Brunner, 665 Bogert Road, River Edge, said that she wanted the Mayor and Council to be aware of this ordinance, and she thanked them for doing so. She is a well-respected Health Inspector, licensed by the State of New Jersey for 30 years to protect the public health of its communities. Therefore, when she was approached by young woman from Montclair University who had chosen the subject of fracking for her master's thesis project, Ms. Brunner knew she had to get involved. The young woman named her project "REF," for "Reinforcing Education on Fracking," and people who are involved in this effort are like referees going from town to town to educate the public about the potential health and environmental hazards associated with fracking, while the private gas industries are drilling wells, injecting water, sand, and unknown chemicals that are considered proprietary trade secrets, exempt from the Safe Drinking Water Act, so no one knows what chemicals are being injected into the earth to fracture the new denser shell rock, which is deeper.

In New Jersey, the south Newark basin was recently surveyed by the United States Geological Survey, and revealed up to 1.6 trillion feet of natural gas in the shale below central and northern New Jersey, which include parts of Bergen County. This highly controversial method of drilling is unregulated, with no rules or regulations. As one of her colleagues stated, "Health inspectors regulate our backyard septic systems more than fracking". There are many potential environmental and health concerns with the storage, treatment, and disposal of chemical wastewater. Right now, the only way for a county or municipality to protect itself is to take action at the local level, and pass an ordinance to ban fracking. Highland Park and New Brunswick became the first towns to pass local ordinances banning fracking in their communities, and over 2,000 New Jersey municipalities have passed resolutions, including Paramus and Closter. Ms. Brunner thanked the Mayor and Council again for considering the passage of this ordinance.

Rosemarie Draeger-Kerry, 698 Alexander Court, River Vale, is the founder and chairperson of Pascack Sustainability Group, a non-profit organization with members from the eight towns in the Pascack Valley who are committed to promoting environmental awareness and to living in more sustainable ways in our homes and communities. Because clean water and clean air are essential components of healthy communities, they are strongly opposed to hydraulic fracking. Reports of illness in people and animals in communities where fracking is occurring are well-documented, as shown in the documentary films "Gasland" and "Gasland 2," where many people first heard about fracking, as well as from scientific reports are now emerging every day. Just last week, a study by toxicologist at the Southwest Pennsylvania Environmental Health Project reported that 17 out of their 50 reported cases of rashes, gastrointestinal conditions, and other health concerns may have been caused by exposure to pollutants from fracking. Other reports from across the nation detailed hazards from fracking, and they are becoming increasingly common. Leaking gas wells, pipeline explosions, radon exposure, illegal waste dumping, and a general lack of regulation of the industry are the most common hazards. There is no drilling for natural gas in New Jersey at this time, but there is the potential for drilling for Utica shale in the Newark basin. In 2012, the New Jersey legislature approved a one-year moratorium on fracking, but the ban was allowed to expire in 2013. In the absence of a statewide ban, New Jersey towns must act individually to safeguard their communities. There is no more important role in elected official can play them protecting the health of his/her constituents. Adoption of this ordinance to ban fracking will send a signal to the people of Hillsdale and all of New Jersey that their elected representatives took this strong necessary action to protect them and generations to come from the health and safety risks of fracking.

I entertain a motion that the public hearing on Ordinance No. 14-09 be closed, and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 14-09 by Council President Kelley, Second by Council Member Looes, and unanimously carried.

Motion to adopt Ordinance No. 14-09 by Council Member DeGise, Second by Council Member Looes.

Council Member Frank said he would vote no on this ordinance, not because he is against the environment, or that he believes fracking should go on unregulated. He stated that we rely on the government to protect us, and to come up with common sense ways to protect us, but it must go through the proper channels. Council Member Frank believes this issue is not a local issue, but a state issue. It is his understanding that the state had passed moratorium, which lapsed. It was passed again, but there were technical problems, and it was vetoed by Governor Christie. The State Senate has passed the moratorium again, and the Assembly is now considering it, working with Governor Christie to get a statewide ban on fracking. Council Member Frank believes that is the right way to proceed. He commented that this is a “feel-good” issue, but is not a very practical use of the Council Members’ time, nor is it a practical thing to be put in the Code. He does not believe anyone would come into the most densely populated state, and the most densely populated county with the highest property values in the state to try to put in a gas well in Hillsdale. In addition, New Jersey is ranked among the top 10 for lawyers per capita, as well as litigation per capita throughout the country. Moreover, Council Member Frank believes that this is something that could be addressed later should the state fail to act. He would also like to see what standards are set by the Environmental Protection Agency, and he would like to see the state take the lead on such actions. Finally, he pointed out that it would cost \$500 to have this ordinance entered into the Code, and if the state should pass a law and this becomes moot, it will cost \$500 to remove it from the Code. Therefore, Council Member Frank said he votes no to this ordinance, but he is not against a ban on fracking.

Council Member Meyerson commented that he will be voting yes, because he supports every aspect of this ordinance. Although the state may act, and they have decided to act, which may pre-empt everything else from a constitutional standpoint, Council Member Meyerson believes this is exactly what government should be doing. Speaking on behalf of the people, these types of ordinances protect the people, and that is exactly what the Council Members should be doing. Furthermore, it is time for the local governments to make statements through ordinances and resolutions regarding the environment, and it is no longer acceptable, and Council Member Meyerson’s view, to permit these types of activities, which often leads to environmental disasters, and then take action by passing ordinances or other laws against them. Council Member Meyerson believes these are the types of statements that small, medium, and large governments ought to be making to protect the public before disasters occur. That is why he is glad that this is catching on in New Jersey. It is time to take a leadership position, instead of waiting for a disaster to happen.

Roll Call Vote:

Ayes: Council Members DeGise, Looes, Meyerson, Pizzella, Council President Kelley  
Nays: Council Member Frank

**14-10 (Introduction)**

AN ORDINANCE TO AMEND ORDINANCE NO. 13-13, TO PROVIDE FOR AND DETERMINE THE RATE, AMOUNT, AND METHOD OF PAYMENT OF COMPENSATION TO PERSONS HOLDING CERTAIN OFFICES AND POSITIONS OF EMPLOYMENT IN THE BOROUGH OF HILLSDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY

**BE IT RESOLVED**, that Ordinance No. 14-10 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 July 8, 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.

Mayor Arnowitz requested that the Borough Council table this motion, because there are things to be discussed tonight that will most certainly change this ordinance, so he could see no sense in introducing this ordinance tonight, and then being forced to change it again next month.

Motion by Council Member Meyerson to table the motion, Second by Council President Kelley, and unanimously carried.

**CONSENT AGENDA & RESOLUTIONS: R14123-R14144:**

R14123 Execute Interlocal Agreement for Street Sweeping Services with Borough of Paramus, annual \$6000 for a period of one year, June 1, 2014, through May 31, 2015

**At a Regular Meeting of the Mayor and Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, held on June 10, 2014.**

**WHEREAS**, the Borough of Hillsdale and the Borough of Paramus seek to enter into an Interlocal Agreement wherein the Borough of Paramus will provide street sweeping services for the Borough of Hillsdale two (2) times annually; and,

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

**WHEREAS**, the governing bodies of the Borough of Hillsdale and the Borough of Paramus recognize that the implementation of an Interlocal Agreement to provide street sweeping services is in the best interest of the taxpayers of the respective municipalities.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Hillsdale hereby authorize the execution of an Interlocal Services Agreement with the Borough of Paramus for a period of one (1) year.

**BE IT FURTHER RESOLVED** that the Agreement shall commence on June 1, 2014 and end on May 31, 2015.

**BE IT FURTHER RESOLVED** that the cost of same shall be per street sweeping Three Thousand Dollars (\$3,000.00) for a total annual cost of Six Thousand Dollars (\$6,000.00). The proposed price is based on a total of One Hundred Ten (110) miles of roadway sweeping. Price also includes removal of all sweeper dumpings.

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

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

**R14124** Authorize insertion of an item of revenue and appropriation, ANJEC grant \$670

**WHEREAS**, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$670.00 which is now available from Association of New Jersey Environmental Commissions in the amount of \$670.00.

**BE IT FURTHER RESOLVED**, that the like sum of \$670.00 is hereby appropriated under the caption ANJEC Open Space Stewardship Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from the Association of New Jersey Environmental Commissions in the amount of \$670.00.

R14125 Authorize online auction of DPW surplus equipment, Elgin Vacuum Street Sweeper jointly owned with Old Tappan

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, that the following DPW surplus equipment, Elgin Vacuum Street Sweeper, year 2002 Vehicle Identification Number 49HAADB82DK92816 is no longer needed for public use, and may be sold at auction, in “as is” condition; and

**BE IT FURTHER RESOLVED** the Elgin Sweeper is co- owned by way of shared services with the Borough of Old Tappan, and Old Tappan had adopted a companion resolution authorizing the sale of this equipment on their behalf by the borough of Hillsdale; and

**BE IT FURTHER RESOLVED** that the Borough of Old Tappan will pay the Borough of Hillsdale 50% (fifty percent) of the net proceeds of the accepted auction bid; and

**BE IT FURTHER RESOLVED** that Arthur Lake, Old Tappan DPW Superintendent, be and is hereby authorized and directed to auction the DPW surplus equipment and vehicles for sale on the internet through the eBay website ([www.ebay.com](http://www.ebay.com)); and

**BE IT FURTHER RESOLVED** that the terms and conditions of the agreement entered into with the internet vendor are available on the vendor's website and available for inspection in the office of the Old Tappan Borough Clerk; and

**BE IT FURTHER RESOLVED** that this sale is being conducted pursuant to Local Finance Notice 2008-9; and

**NOW THEREFORE, BE IT RESOLVED** that a copy of this Resolution be forwarded to the Superintendent of Public Works, Borough Administrator and Chief Financial Officer and the Borough Clerk of Old Tappan, Jean Donch.

List of Inventory available for Sale

2002 Elgin Vacuum Street Sweeper VIN # 49HAADB82DK92816

R14126      Authorize Chapter 159, insertion of any special item of revenue, Distracted Driver Grant, \$5,000

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

SECTION 1

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hillsdale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$5,000 which item is now available as revenue from the Division of Highway Traffic Safety.

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS

Distracted Driver Grant - \$5,000

Pursuant to the provisions of the statute; and

SECTION 2

**BE IT FURTHER RESOLVED**, the like sum of \$5,000 be and the same is hereby appropriated under the caption of:

OPERATIONS EXCLUDED FROM "CAPS"

PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE

Distracted Driver Grant - \$5,000

SECTION 3

**BE IT FURTHER RESOLVED**, the above is the result of funds due to the Borough of Hillsdale, from the Division of Highway Traffic Safety, that were not available at the time of the adoption of the 2014 budget.

**NOW BE IT RESOLVED**, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

R14127 Award of contract automatic ADA door operator installation (Bergen County – CDBG) to Door Hardware Installation, in the amount of \$13,627.20

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Hillsdale, Bergen County, New Jersey upon the recommendation of Neglia Engineering Associates that the Quote Solicitation for:

**ADA DOOR OPERATOR INSTALLTION**

**(BERGEN COUNTY–COMMUNITY DEVELOPMENT BLOCK GRANT)**

be awarded to Door Hardware Installation for the quote amount of Thirteen Thousand Six Hundred Twenty-Seven Dollars and Twenty Cents (\$13,627.20) being the only quote received of five (5) issued solicitations.

**BE IT RESOLVED**, that this Resolution to take effect upon passage and certification of funds by the Certified Municipal Finance Officer.

R14128 Authorize of refund tax payment Block 704, Lot Four, 74 Colonial Boulevard, Wallace, in the amount of \$4,042.96

**WHEREAS**, Kevin & Victoria Wallace, 74 Colonial Blvd. Hillsdale, NJ 07642 and the same homeowner made a duplicate payment on the property listed below resulting in an overpayment for the 2nd quarter 2014.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to refund Kevin & Victoria Wallace the following taxes:

Property – Block 704 Lot 4

Wallace, Kevin & Victoria      74 Colonial Blvd.      \$4,042.96

R14129 Authorize redemption of premium Block 1111, Lot 9, 40 Sycamore Avenue, and the total amount of \$81,046.53 (pulled)

**WHEREAS**, The Tax Collection held a Tax Sale on August 31, 2011 and at the sale a lien was sold on Block 1111 Lot 9, also known as 40 Sycamore Avenue, Hillsdale, NJ for 2010 delinquent taxes and,

**WHEREAS**, this lien, known as Tax Sale Certificate #11-00006 was sold to US Bank-Cust/Sass Muni VI DTR, 2 Liberty Place, 50 South 16<sup>th</sup> St., Suite 1950, Philadelphia, PA 19102 for 0% redemption fee and a \$22,000 premium and,

**WHEREAS**, the homeowner, Raymond Mercado, 40 Sycamore Avenue, Hillsdale, NJ 07642 has effected redemption of Certificate #11-00006 in the amount of \$59,046.53.

**NOW, THEREFORE, BE IT RESOLVED**, that the Tax Collector is authorized to issue a check in the amount of \$59,046.53 payable to US Bank-Cust/Sass Muni VI DTR for the redemption of this certificate.

**Be it further resolved**, that the Tax Collector is authorized to issue a check in the amount of \$22,000 (Premium) to the aforementioned lienholder.

R14130 Authorize Renewal of 2014-2015 PRC Liquor License, Bensi of Hillsdale, T/A Domani of Hillsdale, 387 Washington Avenue

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Application for renewal approval for the license renewal term of 2014-2015;

Lic# 0227-33-001-007

Bensi of Hillsdale Inc.

387 Washington Avenue

t/a Domani of Hillsdale

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14131 Authorize Renewal of 2014-2015 PRC Liquor License, Osso Buco, LLC, 343 Broadway

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Application for renewal approval for the license renewal term of 2014-2015;

Lic# 0227-33-009-006 Osso Buco LLC 343 Broadway

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14132 Authorize Renewal of 2014-2015 PRC Liquor License, Dynasty Chinese Restaurant Corporation, T/A Golden Dynasty Chinese Restaurant, 295 Kinderkamack Road

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Application for renewal approval for the license renewal term of 2014-2015;

Lic# 0227-33-002-004 Dynasty Chinese Restaurant Corp. 295 Kinderkamack Road  
t/a Golden Dynasty Chinese Restaurant

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14134 Authorize Renewal of 2014-2015 PRD Liquor License, ShopRite Liquors of Hillsdale, Inc., T/A ShopRite Liquors of Hillsdale, 372 Broadway

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Distribution License Renewal Application for renewal approval for the license renewal term of 2014-2015;

Lic# 0227-44-005-007 Shop Rite Liquors of Hillsdale, Inc. 372 Broadway  
t/a Shop Rite Liquors of Hillsdale

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14135 Authorize Renewal of 2014-2015 PRD Liquor License, Bottle King, Inc., T/A Bottle King Discount Liquors, 377 Washington Avenue

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Distribution License Renewal Application for renewal approval for the license renewal term of 2014-2015;

t/a Bottle King Discount Liquors

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14136 Authorize Renewal of 2014-2015 PRC Liquor License, 4 Palms, T/A The Cornerstone, 84-88 Broadway

**WHEREAS**, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Application for renewal approval for the license renewal term of 2014-2015;

Lic# 0227-33-007-014

4 Palms

84-88 Broadway

t/a The Cornerstone

**WHEREAS**, The Mayor and Council of the Borough of Hillsdale, has no objection to the renewal of this license and is not aware of any circumstances that would prohibit the renewal of said license.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Clerk is hereby authorized to sign and deliver said license on behalf of the Borough of Hillsdale.

R14137 Authorize the Mayor and Borough Clerk to execute employment agreement for Licensed Sewer Operator, William Hahn, term Agreement expiration December 31, 2015

**WHEREAS**, the Borough wishes to retain the services of William Hahn to serve as Licensed Sewer Operator for the Borough of Hillsdale; and,

**WHEREAS**, William Hahn wishes to serve in the position of Licensed Sewer Operator and to enter into an Employment Agreement to perform such duties with the Borough;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that William Hahn is hereby appointed Licensed Sewer Operator for the Borough of Hillsdale until a successor is qualified and appointed.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the Borough wishes to enter into an Employment Agreement with William Hahn to serve as Borough Licensed Sewer Operator and authorizes the Mayor and Borough Clerk to execute said Agreement on behalf of the Borough.

R14138 Authorize the Mayor and Borough Clerk to execute employment agreement for Fire Official, Darren L. Blankenbush, term Agreement expiration December 31, 2015

**WHEREAS**, the Borough wishes to retain the services of Darren L. Blankenbush to serve as Fire Official for the Borough of Hillsdale; and,

**WHEREAS**, Darren L. Blankenbush wishes to serve in the position of Fire Official and to enter into an Employment Agreement to perform such duties with the Borough;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that Darren L. Blankenbush is hereby appointed Fire Official for the Borough of Hillsdale until a successor is qualified and appointed.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the Borough wishes to enter into an Employment Agreement with Darren L. Blankenbush to serve as Borough Fire Official and to authorize the Mayor and Borough Clerk to execute said Agreement on behalf of the Borough.

Mr. Bernstein requested that the term expiration of December 31, 2015, be stricken from R14137 and R14138; one of the agreement itself is supposed to expire, these are not term appointments. They are merely agreements for the term, and not the term of the office.

R14139 Authorize Tax Collector to issue tax refund to Block 1303, Lot 21, 3 Lawrence Street, Olsen, in the amount of \$3,598.63

**WHEREAS**, Corelogic Tax Service, DFW-1-3, 1 Corelogic Drive, Westlake, TX 76262 and Jordan D. Yuelys, Esq., 505 Main Street, Suite 304, Hackensack, NJ 07601 made a duplicate payment on the property listed below resulting in an overpayment for the 1<sup>st</sup> quarter 2014.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to refund Corelogic Tax Service the following taxes:

Property – Block 1303 Lot 21 Olsen Jr., George W. 3 Lawrence St. \$3,598.63

R14140 A RESOLUTION TO AFFIRM THE BOROUGH OF HILLSDALE’S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS.

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

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

**NOW, THEREFORE BE IT ADOPTED** by the Mayor and Council of the Borough of Hillsdale that:

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

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

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

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

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

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

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

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

Section 9: This resolution shall take effect immediately.

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

R14141            Authorize inclusion in the Bergen County Community Development Program, Urban County Entitlement Programs, July 1, 2015-June 30, 2018

**WHEREAS**, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and

**WHEREAS**, the Grantee or a unit of general local government that directly or indirectly receives Community Development Block Grant (CDBG) funds may not sell, trade, or otherwise transfer all or any such portion of such funds to another metropolitan city, urban county, unit of general local government, or Indian Tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended.

**WHEREAS**, The Current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

**WHEREAS**, by June 20, 2014 each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

**WHEREAS**, it is in the best interest of the Borough of Hillsdale and its residents to participate in said programs.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hillsdale that it hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development block Grant Program and Home Investment Partnership Act Program Years 2015, 2016 and 2017 (July 1, 2015 – June 30, 2018); and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Bergen County Division of Community Development no later than June 20, 2014.

R14142 Supporting A900 Loosening Restrictions on Stream Cleaning

**WHEREAS**, sediment, debris, garbage, brush and trees that accumulate in our waterways contributes to serious flooding that causes property damage and threatens personal safety; and

**WHEREAS**, restrictions on stream cleaning, desilting and desnagging projects by counties or municipalities are currently onerous and restrictive; and

**WHEREAS**, Assembly Bill A900 will allow municipalities and counties to properly, quickly and economically clean and desilt streams to help prevent flooding;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Westwood hereby support A900 and urge quick action be taken on it to help relieve the flooding issues that occur throughout New Jersey; and

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to the Assembly Environment and Solid Waste Committee; Assemblyman Robert Auth; Assemblywoman Holly Schepisi; the New Jersey State League of Municipalities; and all Bergen County municipalities.

R14143 Authorize Tax Collector to Issue Estimated Tax Bills

**WHEREAS**, the Borough of Hillsdale's 2014 Municipal Budget has been adopted and the County of Bergen is unable to certify the Borough's current 2014 tax rate; and

**WHEREAS**, the Tax Collector will be unable to mail the Borough's 2014 tax bills on a timely basis; and

**WHEREAS**, the Hillsdale Tax Collector in consultation with the Hillsdale Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have both signed a certification summarizing the tax levies for the previous year, the tax rates and the estimated tax levies for the 2014 calendar year;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Hillsdale, in the County of Bergen and State of New Jersey on this 10th day of June, 2014 as follows:

1. The Borough of Hillsdale Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2014 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by P.L. 1994, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The estimated calendar year tax levy for 2014 is hereby calculated at \$43,716,838.00. The maximum amount that the Borough will utilize in the preparation of the 2014 estimated tax bills is less than 105% of the 2013 calendar year tax levy is hereby notifying the State of New Jersey of the attached certified rate.
3. In accordance with New Jersey Statutes, the third installment of 2014 taxes shall not be subject to interest until the later of August 10<sup>th</sup> or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Mayor Arnowitz explained that is not something that the Borough is forced to do, because the State has not yet approved the budgets.

R14145 Engineer costs associated with NJDOT projects, Saddlewood Drive and Kent Road/Baylor Avenue, engineering and surveying services of \$19,945, and construction management services, part of the grant (pulled)

**WHEREAS**, there exists a need for engineering services for the design and inspection phases of the 2014 NJDOT Municipal Aid Grant (Saddlewood Drive) and NJDOT Discretionary Aid Grant (Kent Road and Baylor Avenue) in the Borough of Hillsdale at a cost not to exceed \$19,945. for engineering and surveying services.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Borough of Hillsdale, that NEGLIA Engineering be awarded a contract in the amount not to exceed \$19,945.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R14146        Execute agreement with Bergen County Department of public works for snowplowing program 2014-2016

**WHEREAS**, The Board of Chosen Freeholders of the County of Bergen is authorized by N.J.S.A. 27:16 33, to cause snow to be plowed from the County owned or County controlled roads; and

**WHEREAS**, it is the desired plan of the County to employ the services of the Municipality for snow plow operations on county roads located within the Municipality for a period of two snow seasons.

**NOW, THEREFORE**, for the consideration hereinafter stated, the parties hereto agree as to agreement for years 2014-2016.

R14147        Authorize hold over contract for janitorial services

**WHEREAS**, the Borough Council of the Borough of Hillsdale has decided to issue a Request for Bids for Janitorial Services; and

**WHEREAS**, it is estimated that the bid process will not be completed until end of June 2014; and

**WHEREAS**, the Borough will require the services of said vendor until the bidding process is complete and award of contract is made.

**NOW, THEREFORE, BE IT RESOLVED**, that the following vendor shall continue to serve the Borough of Hillsdale performing the services as hold over's until the regular meeting of July 8, 2014 at which time an award of contract will be made.

Excellent Building Services, Inc.

70 S. Jefferson Street

Orange, New Jersey 07050

Motion to approve by Council Member DeGise, Second by Council Member Meyerson, and carried unanimously.

Request was made to take R14129 and R14145 separately.

**OFF CONSENT AGENDA: R14133, R14144**

R14129        Authorized redemption and premium Block 1111, Lot Nine, 40 Sycamore Avenue, in the total amount of \$81,046.53

**WHEREAS**, The Tax Collection held a Tax Sale on August 31, 2011 and at the sale a lien was sold on Block 1111 Lot 9, also known as 40 Sycamore Avenue, Hillsdale, NJ for 2010 delinquent taxes and,

**WHEREAS**, this lien, known as Tax Sale Certificate #11-00006 was sold to US Bank-Cust/Sass Muni VI DTR, 2 Liberty Place, 50 South 16<sup>th</sup> St., Suite 1950, Philadelphia, PA 19102 for 0% redemption fee and a \$22,000 premium and,

**WHEREAS**, the homeowner, Raymond Mercado, 40 Sycamore Avenue, Hillsdale, NJ 07642 has effected redemption of Certificate #11-00006 in the amount of \$59,046.53.

**NOW, THEREFORE, BE IT RESOLVED**, that the Tax Collector is authorized to issue a check in the amount of \$59,046.53 payable to US Bank-Cust/Sass Muni VI DTR for the redemption of this certificate.

**Be it further resolved**, that the Tax Collector is authorized to issue a check in the amount of \$22,000 (Premium) to the aforementioned lienholder.

Motion by Council Member Looes, Second by Council Member Meyerson.

Mr. Bernstein explained that that in August 2011, the Borough conducted its annual tax sale, putting items out for the purpose of purchasing tax sale certificates for 2010 delinquent taxes. Apparently, the homeowner has now paid off the redemption, and the Borough has been asked to submit the redemption back to the homeowners due to a double payment, including the premium.

Roll call: unanimously carried.

R14145        Engineer costs associated with NJDOT projects, Saddlewood Drive and Kent Road/Baylor Avenue, engineering and surveying services of \$19,945, and construction management services, part of the grant (pulled)

**WHEREAS**, there exists a need for engineering services for the design and inspection phases of the 2014 NJDOT Municipal Aid Grant (Saddlewood Drive) and NJDOT Discretionary Aid Grant (Kent Road and Baylor Avenue) in the Borough of Hillsdale at a cost not to exceed \$19,945. for engineering and surveying services.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Borough of Hillsdale, that NEGLIA Engineering be awarded a contract in the amount not to exceed \$19,945.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

Council Member Frank said it was his understanding that the engineering survey services were included in the grant, but construction management is not, or was it the other way around. Ms. Witkowski said it was the other way around; construction management is included in the grant. Therefore, the Borough is including \$19,000 to pay for the engineering costs, and Council Member Frank asked which budget would that be taken from. Ms. Witkowski responded that she spoke to the Chief Financial Officer, and he explained that in 2013, a capital ordinance was adopted to cover such costs in a similar situation. However, this was not done as a capital ordinance, so the CFO will take the money out of the operating budget. Ms. Witkowski suggested that going forward, perhaps all of the fees for engineering services for all of the various projects in the Borough could be developed as a line item in the operating budget so that when these issues arise, everyone knows exactly where the money should be taken from. Council Member Meyerson said that did not answer the question, and he asked where this particular \$19,000 would be coming from, and if it is coming out of the \$100,000 budgeted for the road program. Ms. Witkowski said it is not, because it is coming out of the operating budget. Council Member Meyerson pointed out that this was discussed last week, and no one knew that there was \$19,000 available in the operating budget when it was originally formulated, which leads to the question of where the money is coming from. He pointed out that there is only one place from which it can be taken, and the \$100,000 is actually part of the operating budget. Mayor Arnowitz noted that money could be taken out of anything in the operating budget that pertains to roads, which Council Member Meyerson says arguable. Mr. Bernstein interjected that if the CFO is willing to certify that the money is available, as well as the line item for the budget, then subject to the CFO's certification, the money can be taken from whatever account is deemed appropriate by the CFO. Council Member Meyerson is concerned that the CFO pulls the funds from the correct location. Council Member Frank said he brought up the issue because it reduces the road program funds from \$100,000 to \$80,000, and more engineering survey costs must be taken out of that \$80,000. Council Member Meyerson noted that money is fungible, and Council Member Frank said his point



June 9, 2014  
09:11 AM

Borough of Hillsdale  
Check Register By Check Date

Range of Checking Accts: First to Last Range of Check Dates: 05/14/14 to 06/10/14  
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
1035	05/21/14	17PBA BOROUGH OF HILLSDALE PBA	960.00		6890
1036	05/21/14	17TEA TEAMSTERS LOCAL 945	205.00	05/31/14	6890
1037	05/21/14	17UPS UNITED PUBLIC SER EMP UNION	251.20		6890
1038	05/21/14	17AFL AFLAC	236.80	05/31/14	6890
1039	05/21/14	17VIS VISION SERVICE PLAN	436.92	05/31/14	6890
2518	05/21/14	NJF01 NJ FAMILY SUPPORT PAYMENT CTR	558.72	05/31/14	6884
2519	05/29/14	17DUR DURIE, KEITH	300.00		6903
2520	05/29/14	17WIL WILLIAMS, MARY	1,000.00		6903
2521	06/02/14	NJF01 NJ FAMILY SUPPORT PAYMENT CTR	744.15		6906

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	9	0	4,692.79	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	9	0	4,692.79	0.00

ANIMAL TRUST	ANIMAL TRUST	Amount Paid	Ref Num
1377	06/10/14 SNJ01 SNJ-DEPT OF HEALTH	19.20	6912
1378	06/10/14 TYC02 TYCO ANIMAL CONTROL	1,110.00	6912

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	2	0	1,129.20	0.00
Direct Deposit:	0	0	0.00	0.00

Direct Deposit: 0      0      0.00      0.00  
Total: 2      0      1,129.20      0.00

CURRENT	CURRENT				
23513	05/14/14	CMS01	CMS MEDICARE INSURANCE	1,293.80	05/31/14 6878
23514	05/14/14	MEA01	MEADOWLAND FORD TRUCK SALES	85.74	05/31/14 6881
23515	05/16/14	UNI02	UNITED WATER NEW JERSEY (REG)	2,247.67	05/31/14 6883
23516	05/22/14	UNU01	UNUM LIFE INS CO OF AMERICA	159.60	05/31/14 6892
23517	05/22/14	PSE01	PSE&G (REGULAR)	22,771.49	05/31/14 6894
23518	05/27/14	GUL02	WEX BANK INC	224.69	6895
23519	05/27/14	BER01	BERGEN MUNICIPAL EMPLOYEE BNFT	5,655.00	6897
23520	05/27/14	DEE04	DEER PARK DIRECT INC.	51.78	6899
23521	05/29/14	BAN05	BANC OF AMERICA PUBLIC CAPITAL	4,371.58	6900
23522	05/29/14	SPE05	SPECTROTEL, INC.	1,618.89	6901
23523	06/02/14	HIL02	HILLSDALE BOARD OF EDUCATION	1,623,554.00	6904
23524	06/02/14	UNI02	UNITED WATER NEW JERSEY (REG)	15,718.13	6905
23525	06/10/14	ACC04	ACCOMMODATION-MOLLEN, INC	494.40	6917
23526	06/10/14	ADA06	ADAMS, NORA C	340.00	6917
23527	06/10/14	AGL01	AGL WELDING SUPPLY CO., INC.	44.74	6917
23528	06/10/14	ALL	ALL AMERICAN FORD, INC	253.11	6917
23529	06/10/14	AME02	AMERICAN LEGION POST NO. 162	125.00	6917
23530	06/10/14	AME06	AMERICAN WEAR CORP	239.40	6917
23531	06/10/14	APP01	APPROVED SURGICAL SUPPLIES INC	90.00	6917
23532	06/10/14	AQU01	AQUA-TECH HOTSYS, INC	154.20	6917
23533	06/10/14	AUTH03	AUTHORINET CONSULTING, LLC	2,255.89	6917
23534	06/10/14	BAR09	GLENN BARBI	300.00	6917
23535	06/10/14	BAS04	BASSETT FLOWERS & GIFTS INC.	43.84	6917
23536	06/10/14	BCB01	BCB JANITORIAL SUPPLY CORP.	486.39	6917
23537	06/10/14	BER15	BERGEN CTY MUN CLERKS ASSOC	60.00	6917

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CURRENT	CURRENT	Continued			
23538	06/10/14	BER26 BERGEN COUNTY GARDEN CTR, INC	20.00		6917
23539	06/10/14	BER58 BERGEN BROOKSIDE TOWING	125.00		6917
23540	06/10/14	BER66 ERIC M BERNSTEIN & ASSOC LLC	8,248.22		6917
23541	06/10/14	BIG02 BIG DADDY'S PIZZA	143.75		6917
23542	06/10/14	BOR02 BOROUGH OF PARAMUS	5,253.50		6917
23543	06/10/14	BOR05 BOROUGH OF WESTWOOD	138.02		6917
23544	06/10/14	BOR10 BOROUGH OF HILLSDALE ESCROW	500.00		6917
23545	06/10/14	BOR18 BOROUGH OF HILLSDALE AGENCY	107,848.90		6917
23546	06/10/14	CAL06 CALOGERO,ESQ., GINA	200.00		6917
23547	06/10/14	CAM05 CAMPBELL FOUNDRY	598.00		6917
23548	06/10/14	CHA11 CHANNING BETE COMPANY, INC.	440.00		6917
23549	06/10/14	CHU02 CHURCH OF ST. JOHN THE	100.00		6917
23550	06/10/14	COR16 CORELOGIC (REFUNDS)	3,598.63		6917
23551	06/10/14	COU01 COUNTRY SIDE PLUMBING	6,349.07		6917
23552	06/10/14	CWS01 C. WINTERS SUPPLY	552.42		6917
23553	06/10/14	DEC01 DECOTIIS,FITZPATRICK,&COLE LLP	0.00	06/10/14 VOID	0
23554	06/10/14	DEC01 DECOTIIS,FITZPATRICK,&COLE LLP	2,454.28		6917
23555	06/10/14	DEM01 DEMAREST FARM, INC	40.00		6917
23556	06/10/14	DEP01 NJ DEPT OF CORRECTIONS/DEPTCOR	225.00		6917
23557	06/10/14	DUR01 DURIE LAWN MOWER & EQUIP CORP	26.90		6917
23558	06/10/14	ELE03 ELEVATOR MAINTENANCE CORP.	140.00		6917
23559	06/10/14	ES01 E & S AERIAL LIFT, LLC	450.00		6917
23560	06/10/14	EXC01 EXCEL DISTRIBUTORS	271.91		6917
23561	06/10/14	EXC02 EXCELLENT BUILDING SERV CORP	1,998.00		6917
23562	06/10/14	FEN01 FENKART, DOUGLAS R, MD	300.00		6917
23563	06/10/14	FIR11 FF1 PROFESSIONAL SAFETY	7,460.00		6917

23564	06/10/14	FRO01	FROLICH, DIANE	90.00		6917
23565	06/10/14	FUT02	FUTURE SANITATION	30,992.91		6917
23566	06/10/14	GAT01	GATES FLAG & BANNER CO., INC.	929.60		6917
23567	06/10/14	GRA02	GRAINGER INDUSTRIAL SUPP, INC	461.22		6917
23568	06/10/14	HAD01	PHILIP HADAD	100.00		6917
23569	06/10/14	HAR15	HARTMAN EXCAVATING, LLC	252.00		6917
23570	06/10/14	HIG01	HIGHWAY TRAFFIC SUPPLY INC.	507.16		6917
23571	06/10/14	HIL09	HILLSDALE PUBLIC LIBRARY	20,379.00		6917
23572	06/10/14	HOM03	HOME DEPOT CREDIT SERV CORP	174.60		6917
23573	06/10/14	HUD01	HUDSON TIRE EXCHANGE INC	617.15		6917
23574	06/10/14	INS01	INSERRA SUPERMARKETS	297.52		6917
23575	06/10/14	KEN01	KEN'S DELI, INC.	56.40		6917
23576	06/10/14	LAC01	LACEY, JENNIFER	405.00		6917
23577	06/10/14	LEP01	LEPORES ITALIAN MARKET, LLC	625.00		6917
23578	06/10/14	LIN01	LINCOLN FINANCIAL GROUP	44,118.00		6917
23579	06/10/14	MAR01	MARSALA HARDWARE, INC.	0.00	06/10/14 VOID	0
23580	06/10/14	MAR01	MARSALA HARDWARE, INC.	245.43		6917
23581	06/10/14	MEY04	MEYER, LEONA	345.08		6917
23582	06/10/14	NEG01	NEGLIA ENGINEERING ASSOCIATES	3,102.75		6917
23583	06/10/14	NJ08	NJS LEAGUE OF MUNICIPALITIES	19.00		6917
23584	06/10/14	NOR05	NORTHWEST BERGEN REGIONAL	13,176.78		6917
23585	06/10/14	PA01	P&A AUTO PARTS CORP	0.00	06/10/14 VOID	0
23586	06/10/14	PA01	P&A AUTO PARTS CORP	784.11		6917
23587	06/10/14	PAS07	PASCACK VALLEY REGIONAL HIGH	906,277.42		6917
23588	06/10/14	PAT04	PAT SCANLAN LANDSCAPING, INC	9,283.76		6917
23589	06/10/14	PET02	PETTY CASH-CHIEF CHIP STALTER	184.28		6917

June 9, 2014  
09:11 AM

Borough of Hillsdale  
Check Register By Check Date

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CURRENT	CURRENT	Continued			
23590	06/10/14	PFE04 JAMES S PFEIFER	375.00		6917
23591	06/10/14	PG01 P & G AUTO, INC.	130.31		6917
23592	06/10/14	PHI02 PHILLIPS PREISS GRYGIEL LLC	72.50		6917
23593	06/10/14	PHY02 PDR EQUITY, LLC	77.90		6917
23594	06/10/14	POL11 POLICE & FIRE RETIRE SYSTEM	2,096.69		6917
23595	06/10/14	POS04 POSTMASTER PARAMUS	220.00		6917
23596	06/10/14	REG09 REGER, MICHAEL	100.00		6917
23597	06/10/14	REL05 RELIABLE WOOD PRODUCTS, LLC	0.00	06/10/14 VOID	0
23598	06/10/14	REL05 RELIABLE WOOD PRODUCTS, LLC	10,560.00		6917
23599	06/10/14	RIC01 RICCIARDI BROTHERS INC	537.60		6917
23600	06/10/14	RIV02 RIVER VALE TOWNSHIP OF	3,926.89		6917
23601	06/10/14	RT02 RONALD M TARGOVE	795.00		6917
23602	06/10/14	SHE08 SHERWIN-WILLIAMS CORP	48.55		6917
23603	06/10/14	SNA01 SNAP ON TOOLS	178.20		6917
23604	06/10/14	SPR02 SPRINGSTEEN, ELLEN J	250.00		6917
23605	06/10/14	STA31 STATILE, CHRISTOPHER P.A.(REG)	3,137.50		6917
23606	06/10/14	STA45 STAPLES, INC (STATE CONTRACT)	776.50		6917
23607	06/10/14	STE04 STEIN & SONS INC	2,070.00		6917
23608	06/10/14	STE13 STEINFELD, ESQ. JEFFREY	1,020.00		6917
23609	06/10/14	SWI02 SWIFTREACH NETWORKS INC	300.00		6917
23610	06/10/14	TCT01 TCTA OF BERGEN COUNTY	27.00		6917
23611	06/10/14	TJP01 AATJ TERMITE&PEST CONTROL INC	125.00		6917
23612	06/10/14	TRI01 TRICO EQUIPMENT, INC	211.80		6917
23613	06/10/14	TRU01 TRUGREEN CHEMLAWN, INC.	936.00		6917
23614	06/10/14	VER VERIZON WIRELESS (LAPTOPS)	132.10		6917

23615	06/10/14	VER02	VERIZON WIRELESS (CELL PHONE)	551.57	6917
23616	06/10/14	VER03	VERIZON	198.28	6917
23617	06/10/14	WAL09	WALLACE, KEVIN & VICTORIA	4,042.96	6917
23618	06/10/14	WEA01	WEATHER DECISION TECH. INC	349.00	6917
23619	06/10/14	WES03	WEST-HILLS DELICATESSEN CORP	38.25	6917
23620	06/10/14	WES08	WESTERN PEST SERVICES INC	113.00	6917
23621	06/10/14	ZAJ	JOSEPH ZAJAC	525.00	6917
23622	06/10/14	ANI01	ANITA TIRE CORPORATION	89.00	6919
23623	06/10/14	VAL11	VALERO MARKETING & SUPPLY CO.	340.17	6920

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	107	4	2,897,896.88	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	107	4	2,897,896.88	0.00

CURRENT MANUAL      CURRENT MANUAL CHECKING

141	05/21/14	MUN05	MUNICIPAL PAYROLL ACCOUNT	174,081.94	6886
142	06/03/14	MUN05	MUNICIPAL PAYROLL ACCOUNT	178,482.34	6907

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	352,564.28	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	2	0	352,564.28	0.00

ESCROW

ESCROW

2702	05/21/14	BIG02	BIG DADDY'S PIZZA	220.00	05/31/14	6885
2703	05/21/14	ISC01	ISCREAMERY LLC	600.00	05/31/14	6885
2704	06/10/14	BOR06	BOROUGH OF HILLSDALE	0.00	06/10/14 VOID	0

Check #	Check Date	Vendor		Amount Paid	Reconciled/Void	Ref Num
ESCROW	ESCROW		Continued			
2705	06/10/14	BOR06	BOROUGH OF HILLSDALE	7,072.50		6914
2706	06/10/14	CAL07	CALECA, JOSEPH	50.00		6914
2707	06/10/14	KAN05	KANTER, FRAN	100.76		6914
2708	06/10/14	NEG02	NEGLIA ENGINEERING (ESCROW)	0.00	06/10/14 VOID	0
2709	06/10/14	NEG02	NEGLIA ENGINEERING (ESCROW)	2,151.88		6914
2710	06/10/14	PHI02	PHILLIPS PREISS GRYGIEL LLC	1,087.50		6914
2711	06/10/14	STA10	STATILE, CHRISTOPHER, PA. (OTHER)	0.00	06/10/14 VOID	0
2712	06/10/14	STA10	STATILE, CHRISTOPHER, PA. (OTHER)	0.00	06/10/14 VOID	0
2713	06/10/14	STA10	STATILE, CHRISTOPHER, PA. (OTHER)	12,715.00		6914
2714	06/10/14	TAS01	TASER INTERNATIONAL INC	841.36		6914
2715	06/10/14	TRU09	TRUNCALI, APUL	65.90		6914

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	10	4	24,904.90	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	10	4	24,904.90	0.00

PUBLIC ASSIST2	PUBLIC ASSISTANCE				
1	06/01/14	BOR27	BORO HILLSDALE PUBLIC ASSIST	13,793.00	6911

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	13,793.00	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	1	0	13,793.00	0.00

RECREATION		RECREATION TRUST				
3235	05/14/14	ESS02	ESSEX COUNTY TURTLE BACK ZOO	105.00	05/31/14	6880
3236	05/14/14	MED02	THE MEADOWLANDS CASTLE, INC.	975.00		6880
3237	05/14/14	NJJ04	NJ JACKALS PROF BASEBALL LLC	335.00		6880
3238	06/10/14	COM16	COMITO, CARLY	300.00		6913
3239	06/10/14	DIG05	DIGIACOPO, ELSE	140.00		6913
3240	06/10/14	GOO06	GOODWIN, PARCCO	400.00		6913
3241	06/10/14	HIL10	HILLSDALE BOARD OF ED (OTHER)	540.37		6913
3242	06/10/14	PIR02	PIRSOS, JOHN	210.00		6913

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	8	0	3,005.37	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	8	0	3,005.37	0.00

RECREATION MAN		RECREATION TRUST MANUAL				
105	05/21/14	REC03	RECREATION PAYROLL	3,345.68		6888
106	06/03/14	REC03	RECREATION PAYROLL	3,266.97		6909

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	6,612.65	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	2	0	6,612.65	0.00

STONYBROOK		STONYBROOK OPERATING				
4933	05/14/14	WOO05	WOODRUFF ENERGY US LLC(STNYBK)	2,512.52	05/31/14	6879
4934	05/16/14	UNI03	UNITED WATER NEW JERSEY (STBK)	105.25	05/31/14	6882
4935	05/22/14	UNU01	UNUM LIFE INS CO OF AMERICA	4.20	05/31/14	6891

Check #	Check Date	Vendor		Amount Paid	Reconciled/Void	Ref Num
STONYBROOK		STONYBROOK OPERATING	Continued			
4936	05/22/14	PSE03	PSE&G (STONYBROOK)	777.76	05/31/14	6893
4937	05/27/14	BER01	BERGEN MUNICIPAL EMPLOYEE BNFT	53.00		6896
4938	05/27/14	DEE04	DEER PARK DIRECT INC.	2.97		6898
4939	05/29/14	SPE05	SPECTROTEL, INC.	83.08		6902
4960	06/06/14	ALL14	ALL STATE TECHNOLOGY, INC	15,000.00		6918
4940	06/10/14	ALL14	ALL STATE TECHNOLOGY, INC	15,000.00	06/10/14 VOID	6915
4941	06/10/14	AUTH03	AUTHORINET CONSULTING, LLC	449.36		6915
4942	06/10/14	BOR18	BOROUGH OF HILLSDALE AGENCY	899.90		6915
4943	06/10/14	HOM03	HOME DEPOT CREDIT SERV CORP	2,412.03		6915
4944	06/10/14	INS01	INSERRA SUPERMARKETS	287.11		6915
4945	06/10/14	LEH01	LEHMANN POOLS, INC	2,642.50		6915
4946	06/10/14	MAI05	MAIN POOL & CHEMICAL COMPANY	762.00		6915
4947	06/10/14	MAR01	MARSALA HARDWARE, INC.	74.22		6915
4948	06/10/14	MOS05	MOSTOW, JOSHUA	962.00		6915
4949	06/10/14	NEG01	NEGLIA ENGINEERING ASSOCIATES	275.12		6915
4950	06/10/14	PAS28	PASCACK PRESS	299.00		6915
4951	06/10/14	PAT04	PAT SCANLAN LANDSCAPING, INC	1,826.26		6915
4952	06/10/14	PET07	PETERSON PLUMBING/HEATING LLC	6,675.00		6915
4953	06/10/14	RAI02	RAINFLOW SPRINKLER SYSTEMS INC	268.80		6915
4954	06/10/14	SAR06	SARACENI, PAUL	631.00		6915
4955	06/10/14	TJP01	AATJ TERMITE&PEST CONTROL INC	225.00		6915
4956	06/10/14	TRU01	TRUGREEN CHEMLAWN, INC.	2,040.00		6915
4957	06/10/14	VAN04	VANDERBERG RESTORATION & PAINT	4,275.00		6915
4958	06/10/14	VER02	VERIZON WIRELESS (CELL PHONE)	50.01		6915
4959	06/10/14	LEH01	LEHMANN POOLS, INC	62,233.33		6916

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	27	1	105,826.42	15,000.00
Direct Deposit:	0	0	0.00	0.00
Total:	27	1	105,826.42	15,000.00

STONYBROOK MANU	STONYBROOK MANUAL CHECKING			
139	05/21/14	ST003	STONYBROOK PAYROLL	2,738.95 6887
140	06/03/14	ST003	STONYBROOK PAYROLL	17,021.32 6908

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	19,760.27	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	19,760.27	0.00

TRUST MANUAL	TRUST MANUAL CHECKING			
140	05/21/14	POL05	POLICE-OT TRUST PAYROLL	9,895.05 6889
141	06/03/14	POL05	POLICE-OT TRUST PAYROLL	3,944.25 6910

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	13,839.30	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	13,839.30	0.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
TRUST MANUAL Report Totals	TRUST MANUAL CHECKING		Continued		
		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
	checks:	172	9	3,444,025.06	15,000.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	<u>172</u>	<u>9</u>	<u>3,444,025.06</u>	<u>15,000.00</u>

Motion to approve by Council Member Meyerson, Second by Council Member Looes, and carried unanimously. Council Member DeGise and Council President Kelley voted yes, abstaining for any bills pertaining to the Fire Department.

**BE IT RESOLVED**, by the Borough Council of the Borough of Hillsdale that the following bills in the sum of \$3,444,025.06 as authorized by the Department Head and approved by a Council member liaison, be paid; and that the Mayor, Clerk and Chief Financial Officer be and they are hereby authorized and directed to issue warrants in payment of same.

**PUBLIC COMMENT:**

Elizabeth Ward, 47 East Liberty Avenue, said she wanted to give the Council Members an update on the Hillsdale summer concert series. There have been quite a few changes since she appeared before the Council Members in May. She thanked the sponsors who have joined these efforts, including the Hillsdale professionals; Hillsdale Emergency Services; Ambulance Corps; the PBA Local 207; and the Fire Department. She also thanked the Borough Hall employees for their help with paperwork, and the Mayor and Council for allowing the series to be held.

Ms. Ward stated that she plans to begin the concerts on Wednesday, July 9, 2014, at 7:30 PM, which is a time change from last year, when they started at 8:00 PM. However, as the season progressed, it got dark much earlier in the evening. Therefore, the first concert will be on Wednesday, July 9, 2014, at 7:30 PM, in Veterans Park. As funding allows, Ms. Ward intends to continue the concerts every Wednesday through August 27, 2014, which is the last Wednesday before Labor Day weekend. After checking the calendar, Ms. Ward believes that there are no conflicts with any holidays or holy days. The rain venue will be on Thursday evening, and outdoors at Veterans Park. In the event of a double rainout, through the generosity of Pastor Brian Neville at the Hillsdale United Methodist Church, the concerts can be moved indoors to the church hall, at no cost to the sponsors of the concert series, or the Borough.

On July 9, the performer will be Willie Wilson and the Willies, which will be sponsored by the Fire Department. On July 16, Dr. Dubious and the Agnostics, who were postponed due to rain and a calendar conflict last year, will perform. Other groups that Ms. Ward is considering featuring include an acoustic duo that has developed a program celebrating the 350<sup>th</sup> anniversary of the State of New Jersey by featuring songs from singers born in New Jersey, or those who made it big in New Jersey. She is also considering a rock tribute country/western band, and perhaps holding a family night on August 6. Ms. Ward plans to have a children’s concert starting at approximately 5:30 PM, and she is looking for performers for that program, as well as children’s activities, such as face painting, balloons, etc. that will be followed at 7:30 PM by the Glen Rock Pops Orchestra, a 50-piece orchestra which will play in the park. In the following weeks, Ms. Ward plans to have some folk bands, as well as rock bands.

In addition, she is hoping to host some young adult concerts, perhaps including Jamface, who performed at the young people’s concert last August, and would like to return. They have proposed coming back with some bands that they know, and Ms. Ward is waiting to hear from them regarding the date. The School of Rock, who appeared at the Environmental Day at the end of April, has expressed interest in doing another concert in Hillsdale. The young people’s concerts would take place on Friday nights in Veterans Park.

Ms. Ward stated that she is currently working on publicity for the concerts, and she hopes to have the information available in time for the Hillsdale newsletter so that all residents will have a copy of the concert

schedule and sponsors. She also plans to publish a schedule in Pascack Press, Community Life, Patch.com, North Jersey.com, etc. Mayor Arnowitz suggested that Ms. Ward provide all the necessary information to Ms. Witkowski and Ms. Kohan so that it can be put on the information board the center of town, as well as included in email blasts to residents. Regarding the teen concerts, Mayor Arnowitz recommended looking into borrowing the trailer again from the County, which has to be coordinated with the DPW Superintendent and the Clerk. Ms. Ward responded that she has been discussing it with Ms. Witkowski, and they are looking into that.

### **COUNCIL COMMENTARIES:**

Ms. Witkowski, as the Interim Borough Administrator, said she attended a shared services meeting with other Administrators of the Pascack Valley and Lower Valley. They meet monthly to discuss different topics, and one of the items discussed was that some of the members had gone to Trenton to speak to some of the top-level professionals about assistance with shared services across a variety of issues, including energy, education, etc. Although they present themselves very well, Ms. Witkowski understands that they were refused with the excuse that more explanation was needed. The members then put their explanations in writing, and only a few of their requests were approved. However, they plan to persevere to try to bring some of the necessary services to the municipalities at a local level.

In addition, Ms. Witkowski and the DPW Superintendent, the Borough Engineer and the Police Department held a meeting on Friday afternoon with representatives from PSE&G. They discussed, among other things, the Energy Strong program that will be coming through Hillsdale to do various projects at the substation. Additionally, there will be some outreach programs available to residents because it was stressed that the residents need to know what is going on. There are many upgrades that are planned at this time, mainly for the larger facilities in town, including Borough, the schools, and ShopRite, where they are trying to improve services that are aging.

Mr. Bernstein said that all of the Council Members and Mayor Arnowitz should have been provided with a copy of a draft ordinance about bamboo. Mr. Bernstein asked all of them to review the draft ordinance and give their comments and thoughts with the possibility of introducing the ordinance at the July meeting.

Council Member Looes invited the senior citizens to George White School on Friday, June 13, to be entertained by Mr. Schuck's advanced ensemble, as well as the chorus.

Council Member DeGise said that on Saturday, June 14, he will be attending (as a junior officer) a 20-year celebration of service honoring Tom Kelley, Deputy Chief Jim Domville, and Firefighter Jack Costello. He told Council President Kelley how much he appreciates his leadership in the Fire Department and what he does every day.

Council President Kelley said he had a request from the Planning Board to add to the agenda for the Closed Session regarding their use of the room for a special meeting. Mr. Bernstein responded that he was made aware earlier this evening by the Interim Administrator, as well as by email, of a desire of the Planning Board to have a special meeting for which they needed a quote "room rental". Mr. Bernstein noted that he has had this conversation before with the Planning Board attorney, as well as with Mayor Arnowitz, that if the Planning Board desires to have a special meeting, the key elements for a special meeting or the payment of the attorney and the Borough Engineer, as well as anyone else whose presence is necessary at the meeting. The Planning Board should advise the applicant, if a special meeting is desired, that the applicant should be prepared to pay a certain amount of money toward the escrow, or pay the Planning Board Attorney and other professionals directly. It sets a certain precedent to allow the room to be used for such "special meetings". The room is not a space for rent, and if the applicant does not wish to pay the escrow for the professionals, then the special meeting cannot occur.

Council President Kelley also thanked Butch Franklin, who has served the Borough for many years, both as a volunteer and as a paid employee, for his help as the interim DPW Superintendent for very little pay. He did not deserve some of the comments made about him in the newspaper letters to the editor, and he certainly did his best for the Borough. In fact, Mr. Franklin is still working as a volunteer to help the new Superintendent to find his way around Hillsdale. Mr. Franklin is also still the OEM Coordinator, which is an important job, and takes up a lot of time, especially if a tragedy occurs.

Council Member Pizzella said he wanted to update the public and the Council Members on the cleanup that is scheduled for Beechwood Park. Many residents have asked him when it will start, and it is his understanding that the Environmental Commission will start having meetings on it at the end of June, and he suggested that anyone who wants to help should keep checking the Borough website and the blog. Some cleaning has already been done by Raymond Brothers, with some debris being removed, and some trees taken down that were obstacles or hazardous.

Council Member Pizzella also thanked the Council Members for the proclamation for the Chamber of Commerce. In addition, he informed everyone that the county has agreed to pay for and include the plaque on the Patterson Street Bridge. It will state "Patterson Bridge, named for David P. Patterson, a founding father of Hillsdale". The train symbol will be behind the lettering. Council Member Pizzella thanked the County for that. Finally, Council Member Pizzella noted that he attended his son's baseball game in Hasbrouck Heights, and all of the Hillsdale spectators were sitting in the shade. The number of Hillsdale spectators was easily triple that of the Hasbrouck Heights spectators, including parents, grandparents, siblings, and other relatives, and they were very loud and supportive of the baseball team. It made Council Member Pizzella that much more aware of what a special place Hillsdale is, and his son's team won.

Council Member Frank reminded everyone that schools will be getting out in about a week, and everyone should drive carefully. He congratulated the students and teachers who made it through the year. He also noted that the American Legion will be hosting a luncheon on Saturday, June 14, for members who are Korean War veterans, and the anticipated approximately 60 people will be attending. This year marks the 60<sup>th</sup> anniversary of the Korean War armistice, and Council Member Frank thinks it is fitting to recognize those veterans. On June 30, he will be attending the Hillsdale Board of Education meeting to request permission to rename two Hillsdale fields, one at George White School, and the other at Smith School, in honor of two of the men from Hillsdale who were killed in Vietnam. He invited anyone who wanted to support these efforts to go to the Board of Education meeting. Finally, Council Member Frank congratulated Council President Kelley for 20 years of service in the Fire Department.

Mayor Arnowitz thanked Council Member Frank for the all of his efforts, as well as for pointing out and honoring the men from Hillsdale who made the ultimate sacrifice for their country. He pointed out that Council Member Frank only mentioned two of the young men, and Mayor Arnowitz noted that all of them will be recognized and honored at the different fields, with ceremonies at each one. Mayor Arnowitz also reminded everyone that elections were held last week, and one of the things he wanted to point out was that presently, because of everything that is happening in this country, a police officer is now located at every school while schools are open for elections. However, any primary election, number of people using the schools for voting is limited, and therefore Mayor Arnowitz asked the Council Members to consider consolidating primary election locations in one school, perhaps at George White. He has spoken to Ms. Witkowski and the Board of Education about this, and the school can accommodate people for primary elections, although it will place a burden on residents because they may have to travel a bit farther in order to vote. However, it will mean a considerable savings to the Borough, and it may require consolidating schools for all elections, not just the primary elections. Council Member Meyerson pointed out that this will engender a lot of debate. He lives in District 6, and he is concerned that this will disenfranchise many voters, which will lead to problems. Mayor Arnowitz suggested that this could be open for discussion at another meeting, but it need not be discussed right now. He asked everyone to consider the proposition.

Next, Mayor Arnowitz stated that he had the dubious pleasure of watching the televised Borough Council meeting on television last week. He pointed out that everyone laughs at him because he is constantly harping on the fact that people must speak directly into the microphones. It is impossible for some people watching at home to hear some of the people who have a lot to say and important facts to share, but when speakers turn to the left or right, and do not speak directly into the microphone, people watching on television cannot hear. Mayor Arnowitz asked that everyone who comes to the podium please speak directly into the microphone, and he asked if the Finance Committee would consider doing something to improve the audio situation.

Mayor Arnowitz thanked everyone for their good wishes during the surgery, and he thanked the Council Members for the plant that was sent. He also congratulated Council President Kelley for his service in the Fire Department, as well as Jack Costello, Jim Domville, and Jeff Albaum for their 20 years of service. Mayor Arnowitz pointed out that the four individuals participate in a lot for the Fire Department, and it is no easy task to be a Volunteer Firefighter in any community.

**ADJOURN TO CLOSED SESSION:** @9:20 PM

R14148 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

XX(8) Matters relating to the employment relationship-*police chief, police captain, cfo, and administrator*

\_\_\_ (9) Matters relating to the potential imposition of a penalty.

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

Motion by Council President Kelly, Second by Council Member DeGise, and unanimously carried.

**RECONVENE REGULAR MEETING:** @10:32 PM

Motion to reconvene regular session was made by Council President 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.

For a brief period of time at the beginning of the Closed Session, the Police Chief and Police Captain were present. There was a discussion about the issue regarding the Police Chief, Police Captain, and Police Administration issues. The Borough Council has authorized the Police Committee to meet with the Administrator and Borough Attorney to discuss related issues involving police administration. No formal action needs to be taken at this time.

There was a discussion about the potential retention of the Interim CFO as the permanent CFO. The Borough Attorney has been given direction relative to a possible agreement for consideration by the Borough Council. There was also a discussion regarding the Interim Administrator, who was asked to leave the room during the discussion, relative to her permanency. The Borough Attorney has been authorized to take action regarding that issue, and to bring it back to the Borough Council on July 8. No formal action was required.

**ADJOURNMENT:** @10:35 PM

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

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE  
**WEDNESDAY, JULY 8, 2014** – BEGINNING AT 7:30 P.M.

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Susan Witkowski, Municipal Clerk

APPROVED AS PRESENTED  
AUGUST 12, 2014

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Susan Witkowski, Municipal Clerk