

Council

Meeting

August 10, 2010

Minutes of a Council Meeting of the
Borough Council held at 7:30 P.M. on
Tuesday, August 10, 2010, in the Council
Chamber, Hillsdale, New Jersey.

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

ANNOUNCEMENT OF MEETING

Borough Clerk Sandt stated, "This is a Meeting of the Hillsdale Borough Council on this 10th day of August 2010. Notice of the time and place of this meeting has been provided to The Review, 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:

Borough Clerk Sandt called the roll those present being as follows: Councilmembers DeJoseph, Frank, Giancarlo, Hanlon and Schiavone. Absent: Councilmember Weinstein. Also in attendance Borough Attorney Paul.

APPROVAL OF MINUTES: On motion by Councilmember Giancarlo, seconded by Councilmember Schiavone, the minutes of the Council Meeting of July 13, 2010, and Closed Meeting of July 13, 2010, were approved as presented.

CORRESPONDENCE:

1. JOSEPH ZOLTOWSKI, DEPARTMENT OF AGRICULTURE, OFFERING GYPSY MOTH EGG MASS SURVEY IN HILLSDALE.

Received and filed on motion by Councilmember DeJoseph, seconded by

Councilmember Hanlon, and unanimously carried.

Councilmember DeJoseph said the Department of Agriculture will make an inspection of our trees to determine that there is no infestation of Gypsy Moths.

2. JOSEPH D'URSO, COUNCIL PRESIDENT, TOWNSHIP OF WASHINGTON, INVITATION TO DISCUSS SHARED SERVICES.

Received and filed on motion by Councilmember DeJoseph, seconded by Councilmember Schiavone, and unanimously carried.

Councilmember DeJoseph said a meeting will take place shortly with Township of Washington, Westwood, and the Finance Committee.

3. DENISE MC CANN, ALLENDALE, NJ REQUESTING PERMISSION FOR A DOG WALK AT VETERANS PARK ON OCTOBER 3, 2010.

Received, filed and approved on motion by Councilmember Giancarlo, seconded by Councilmember DeJoseph, and unanimously carried.

DISCUSSION:

- 1) Sign Ordinance.

Mayor Arnowitz said he has not heard from any of the merchants and has reached out to them for their opinions. There were no opinions presented and he suggested with the changes recommended by the Borough Engineer, we move forward on this ordinance.

Councilmember Hanlon also reached out to the merchants and only one person contacted here. Their only concern was the 20%. She agreed that the Council should move forward on this.

Councilmember Schiavone reviewed everything and she was satisfied with all the changes except for one. The comments she has obtained from the merchants is to be sure that we pull everybody into compliance. They want the neon to go away, they want compliance. Neither the Council nor merchants want to spend any money so the compromise would be that non-conforming signs have to conform unless they are the business' primary sign and they can remain non-compliant. If there is a business that has three non-conforming signs, one is their overhead sign and two in the windows; they have to remove the two in the windows but the one above the business can stay. People have wanted this for many years and if we continue to allow it to be non-conforming in perpetuity, we haven't served any purpose. It is a fine line whether we can or cannot do that and she would like the businesses to come into compliance.

Motion

Motion recommending the Sign Ordinance be scheduled for introduction on September 7, 2010, was made by Councilmember Schiavone, seconded by Councilmember Hanlon, and unanimously carried.

Mayor Arnowitz scheduled introduction of this Ordinance for September 7, 2010.

2) Waste Management Contract.

Mayor Arnowitz said two years ago when we were in contract negotiations for our normal contract, we discussed but did not agree on going from two day a week pickup to one day a week pickup. We are attempting at this point in time to change the contract so that we can go to one day a week pickup to try to save the taxpayers some dollars. The savings would be substantial. There would be provisions made for truly handicapped people that are unable to get their garbage out to the curb and by going to one day a week pickup, we will be eliminating back yard pickup. We are awaiting approvals from the State to see if we can change the contract; the contract still has two and a half more years to expire.

Currently we pick up vegetative waste on Thursday and Friday. Most people cut their grass on the weekend and they store the grass for a week. If feasible, we would consider a change from Monday and Tuesday pickup with Thursday and Friday pickup. That is a discussion now in progress.

We are looking at the DPW recycling program on Saturday and the feasibility of cutting back on the hours or the days. It costs the taxpayers more money to dispose of their waste and commingled than if you put it out on the curb. Putting this material out on the curb is included in our contract but when it is taken to the DPW, we have to get roll offs and that is expensive. We are close to changing the Saturday hours.

Councilmember DeJoseph said we are awaiting notification from the Division of Local Government Services if they would approve this.

Councilmember Schiavone said if residents plan to be away, perhaps we should allow them to put their garbage cans with attached lids on the curb when they go away to be picked up.

GENERAL PUBLIC HEARING:

Mayor Arnowitz opened the meeting to the public and invited comment from the audience.

Councilmember Giancarlo said we have been working diligently with the Green Team since January on putting a Green Policy in place for the town.

Green Team Member said the Green Team was formed by Councilmember DeJoseph in January and we are working on a program. It makes quality of life better all across the town. We have been forming committees to address issues and we introduced two new events, the pledge and the shredding day event. This first stage of certification which we will be turning in on September 15, has been documenting all the green cutting edge initiatives that Hillsdale has already participated in. She welcomed residents to come to their meetings and to get involved because the Team wants to work with you and work in a way that makes sense for the town. We want to be here as a resource and a step ahead and do some environmental research.

One of the best things she found in doing this and learning what the process is, everything she needs to document and do, the town has already done. We have an amazing Board of Health, amazing Recreation Department. When we go in we ask may we work with you and everyone has been very welcoming. We have created already activities for employees and we will move forward with more community involvement with the Mayor's Wellness Campaign. We are considering a Walkathon, walk around town, check off the streets they walked on and coming together and celebrating fitness. What we are looking to do in the future is just building on what we have already done together.

Sustainable Jersey is an initiative that was started out of Rutgers University and funded by the Dodge Foundation. It is the first in creating a guide for how towns can improve quality of life and become sustainable in terms of what is sustainable financially, socially, health-wise. It is a beautiful model that brings together and helps the town focus on where they want to go. It is a point system and the town get points for actions in many categories. It started in 2009 and there are about 35 towns that have been certified and we finish in September, we will be the first or one of the first in the Pascack Valley to be certified.

When we become certified, we become eligible for many grants. When we get the money we can move forward and improve our town even more just with the money that is coming in. We have been working on making our recycling program more effective by trying to educate residents in what is recyclable. We have a website for posting information, we have a phone line and we are receiving calls. We are trying to make our services more efficient and used more often. People are starting to comment and send emails and ask questions on how they can do better with some things, such as recycling or anything green related.

Councilmember DeJoseph said we applied for a \$25,000 grant; the engineer's office reviewed it but it was done by residents and the Green Team.

After a discussion with the Council, the public portion of the meeting was closed.

ORDINANCES:

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| Ord. 10-08 (Adoption) Amending the Land Use Code, Definitions Section | At the Mayor's request, the Borough Clerk read by title only proposed Ordinance No. 10-08 as follows: AMENDING THE LAND USE CODE, DEFINITIONS SECTION, FLOOR AREA RATION (F.A.R.) |
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The Borough Clerk confirmed to the Mayor that copies of the ordinance have been posted in the Municipal building and that no written objections to the ordinance had been received.

Mayor Arnowitz then opened the public hearing on the proposed ordinance and asked if anyone in the audience cared to discuss it. There being no response, the public hearing was closed on Ordinance No. 10-08.

Mayor Arnowitz asked the Borough Clerk to read the resolution adopting the ordinance on final reading.

Following is the result of the roll call vote on the foregoing Ordinance No. 10-08:

Ayes: Councilmembers DeJoseph, Frank, Giancarlo, Hanlon and Schiavone

Nays: None

Absent: Councilmember Weinstein

(SEE COPY OF THE AFORESAID ORIGINAL RESOLUTION AFFIXED HERETO)

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| Ord. 10-10 (Adoption) Bond Ordinance For Resurfacing Of Werimus Lane | At the Mayor's request, the Borough Clerk read by title only proposed Ordinance No. 10-10 as follows: BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF WERIMUS LANE BY AND FOR THE BOROUGH OF HILLSDALE, TO APPROPRIATE THE SUM OF \$225,000 TO PAY THE COST THEREOF, TO MAKE A |
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DOWN PAYMENT, TO APPROPRIATE A STATE GRANT AND A CONTRIBUTION FROM THE BOROUGH OF WOODCLIFF LAKE, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

The Borough Clerk confirmed to the Mayor that the Supplemental Debt Statement has been received and certified by the Director as of July 19, 2010. The Borough Clerk confirmed that the ordinance has been posted at Borough Hall and copies made available to the public and that no written objections to the ordinance have been received.

Mayor Arnowitz opened the meeting to the public and asked if there was any discussion of the ordinance. There being no response, the public hearing was closed on Ordinance No. 10-10.

Mayor Arnowitz asked the Borough Clerk to read the resolution adopting the ordinance on final reading.

Borough Clerk Sandt confirmed that the second publication of the Bond Ordinance will be advertised in the Ridgewood News on Friday, August 13, 2010, at which time the twenty day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced as provided in the Local Bond Law.

Following is the result of the roll call vote on the foregoing Ordinance No. 10-10:

Ayes: Councilmembers DeJoseph, Frank, Giancarlo, Hanlon and Schiavone

Nays: None

Absent: Councilmember Weinstein

(SEE COPY OF THE AFORESAID ORIGINAL RESOLUTION AFFIXED HERETO)

Ord. No. 10-11
(Introduction)
Establishing
2010 Salaries
For Borough
Officials

At the Mayor's request, the Borough read by title only proposed Ordinance No. 10-11 as follows:

AN ORDINANCE 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.

Mayor Arnowitz asked the Council if there was any discussion on the proposed ordinance.

Mayor Arnowitz asked the Borough clerk to read the resolution adopting the proposed ordinance on first reading.

Following is the result of the roll call vote on the foregoing Ordinance No. 10-10:

Ayes: Councilmembers DeJoseph, Frank, Giancarlo, Hanlon and Schiavone

Nays: None

Absent: Councilmember Weinstein

(SEE COPY OF THE AFORESAID ORIGINAL RESOLUTION AFFIXED HERETO)

RESOLUTIONS: (Consent Agenda)

Mayor Arnowitz said there is an additional Resolution not listed on the Agenda to release Closed Session, Executive Session, Meetings. The Closed Session Minutes are dated January 6, January 13, February 10, October 6, 2009, and May 4, and June 22, 2010. The minutes have been previously approved by the Mayor and council and now approved by the Borough Attorney for release to the public.

Mayor Arnowitz read the Consent Agenda of Resolutions.

10096 Payment of Bills was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10097 Raffles License, Meadowbrook School Family & Faculty, On-Premise Merchandise, was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10098 Raffles License, Meadowbrook School Family & Faculty, Off-Premise 50/50 was introduced by Councilmember Giancarlo, seconded by councilmember Schiavone.

10099 Tax Exemption - Disabled Veteran, Block 1905, Lot 2, was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10100 Authorize Refund of Tax Payment, Block 1903, Lot 30, was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10101 Supporting Idle Free Zones was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10102 Adopting a Green Brounds and Maintenance Policy was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10103 Supporting the Mayors Wellness Campaign was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10104 Adopting a Green Purchasing Policy was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

10105 Designating a Bond anticipation Note as a Qualified Tax Exempt Obligation was introduced by Councilmember Schiavone.

Motion to approve all Resolutions was made by Councilmember Giancarlo, seconded by Councilmember Schiavone.

Roll Call Vote:

Ayes: Councilmembers DeJoseph, Frank, Giancarlo, Hanlon and Schiavone

Nays: None

Absent: Councilmember Weinstein

(SEE COPIES OF THE AFORESAID ORIGINAL RESOLUTIONS AFFIXED HERETO)

DEPARTMENT REPORTS:

Fire Chief's Report for the Month of June 2010.

Motion to approve the Fire Department report was made by Councilmember Schiavone, seconded by Councilmember Hanlon, and unanimously carried.

(SEE COPIES OF THE AFORESAID ORIGINAL REPORTS AFFIXED HERETO)

LAST GO ROUND

Borough Engineer Statile said he took bids for the Road Program for Werimus Lane. The total cost of the project with the alternate was \$215,000; we have \$236,000 grant money which leaves \$21,000 which will be used to pay his office for technical services for the project.

He is submitting this week to the DOT applications for funding 2011; first is pedestrian safety which is safe routes to transit as well as count down traffic signals in at pedestrian crossings. We will be applying for \$211,000.

We will put in an application for Ell Road from Hillsdale Avenue all the way back to Hillsdale Avenue and we are applying for \$323,000 for that project. We are also putting an application for Ralph Avenue for \$295,000 for reconstruction. We are applying for bikeway money under the Bikeway Program. We will be applying for \$628,000 for a bikeway up and around St. Nicholas up to the landfill and around the landfill. It is the first link to the two facilities together. We are applying for a total of \$1.4 million dollars from DOT.

We have applications due October 8 for open space acquisition of properties and open space funding for parks. We will also be applying for work at the firehouse for bathrooms to make them handicap accessible.

Councilmember DeJoseph said we will apply to Community Development for the grant at the firehouse. He asked if doors with push buttons will be included, front door to the police department and to the Board of Health.

Borough Engineer Statile took note of this request.

Councilmember DeJoseph said PSE&G has destroyed a lot of our property and asked what can be done now that we are coming into the fall season.

Borough Engineer Statile said you could handle this by not providing police officers any more; no more bonds, cash only. That will get their attention.

Mayor Arnowitz said the water company still has not replaced the curbing at Magnolia and Washington when they repaired the hydrant and also the collapsed box in front of the Methodist Church. Repaving is still required.

Lieutenant Niego said he met with Attorney Paul and we are getting closer to background checks and fingerprints on coaches. Public Service is replacing wires on Pascack Road from Washington Township through Woodcliff Lake for about six weeks.

Sergeant Scordato will be back to work next week. The Dispatcher who was injured will be back in two weeks.

Lieutenant Niego said DPW is painting some of the curbs yellow, a couple are new traffic patterns at the intersection of Hillsdale and Kinderkamack; some curbs are being repainted.

DPW Superintendent Durie referred to sanitation changes. The only bidder was Waste Management for five years; the level of service where the most savings would be realized, \$209,280 for the first

year and \$216,600 for the second year, and the amount of material that can be extracted from our waste flow at this time, we are thinking greener than ever before. People still have the tendency to put recycling into their garbage flow which bulks up the garbage to the point that you have two or three cans. If you are recycling, you probably only have one can of garbage. He believed we could make this change because of cost factors and everything else and it allows the Borough to be cleaner because you only have garbage and trash picked up one day a week, in one section of town. It would be easier to monitor where people are not recycling because you are concentrating your efforts in one area. Ideally, we could start November 1st with the contract and changes if we get the endorsement from the Department of Community Affairs. The people at the DEP with whom he has spoken don't seem to have a problem with it because of the fact that we only had one bidder and they bid all three jobs.

Councilmember Schiavone said there was a lot of debate at the time and we polled residents and received a lot of email from the residents and the majority did not want a change because the cost savings to them was minimal. Most people said for the \$62.00 they would rather have the convenience. Now that we have a CAP to deal with, we have a different situation. She pointed out that that was the reason the Council went along with this option because the residents wanted it.

DPW Superintendent Durie said we are not dealing with \$62.00 anymore; we are dealing with a CAP. Montvale will be starting with this program September 1st.

Durie said one truck with three people is a savings. Recycling would remain the same, alternate weeks of recycling; metal pickup would take place on a Wednesday and vegetative waste in the summer. He believed a change in pickup of vegetative waste could be changed to Monday or Tuesday.

Mayor Arnowitz said cutting back on Saturdays at the DPW is being discussed. People are encouraged to put it out on the curb because it costs less money when it is picked up at the curb rather than use the recycling center at the DPW. Saturday is an expensive proposition.

Councilmember Giancarlo complimented the Green Team and it is a pleasure to work with such talented and hard working people. They are very dedicated. He complimented Councilmember DeJoseph on his work with the Green Team working on recycling and how we can find grant money for tracking down phone bills, number of fire hydrants, is there a profit center or not, turning off lights. He is very thorough.

Councilmember Hanlon said she will be away in September and Councilmember Frank will be in charge of the senior picnic at the pool on September 8. The Going Green Pledge are available at the Library, at the Post Office. With regard to the referendum vote on September 28, that is probably one of the most important votes that we have in our town, to vote "No" on the school referendum. She said River Vale is very aware of this and we will have to make sure that Hillsdale residents are very aware also.

Town Day is approaching and she mentioned to Superintendent Durie that we should request the Fire Department to do the cooking and assist us on September 25.

Councilmember Schiavone referred to the waste pickup and that people would have to hold their garbage for a week. Walmart has cans with lids are attached and animals cannot get into them. Possibly the Green Team could purchase in bulk these cans for the citizens and we could save money if the residents would order them. The Council receives email with a lot of information and when we get to the meeting we get another copy which is printed out and we are still using a lot of paper. She suggested purchasing books to save on all the paper we are using.

With regard to the town picnic, we have to be more definitive about what we want to do. She suggested sending a request to the Fire Department to see if they would provide volunteers. She thought also to send a request to Ambulance, Police, emergency services.

Borough Clerk Sandt will send a letter to Emergency Services asking for their help; Borough employees will also be requested to volunteer.

Councilmember DeJoseph thanked the Green Team and to fill out their pledge which is on MyGreenHillsdale.org. It is a simple pledge and beneficial to the environment. On Hillsdale's website Hillsdalenj.org there is a link to New Jersey clean energy. If you are upgrading refrigerators, freezers, there is a \$50.00 grant available and they will pick it up.

He received a packet from the attorney's office; cell phone provider across the street wants to go on our cell tower at the fire house.

Mayor Arnowitz said we have voted to allow extension on the existing tower. It was controversial and whether or not the existing tower could accommodate an additional 10 or 15 feet. The new tenant would do something to the tower that would not require any additional height.

Councilmember DeJoseph said this packet indicates the height would

be extended but you would not have the paddles there. He will provide a copy to the Borough Engineer.

Borough Attorney Paul said the bid specs for the tower on the west side of town are just about completed. He received more specifications from the fire department and police department and the engineer's office.

Mayor Arnowitz wants to bring in Mr. St. John who oversaw the work done last time at the expense of the tower to be certain that our communications equipment will not be affected in any way by the new tenant. Our locations on the tower were very specific in the past and he did not want anything changed. The fire department will have to be notified where they will put their equipment on the bottom so they do not take up any additional space. The interior of the tower is full of wires so they might have to go to the outside of the tower. We need to know the aesthetics and effects.

Councilmember DeJoseph recommended the lead contact would be the Borough Administrator and/or Engineer's Office.

Mayor Arnowitz thanked everyone who worked towards getting our hospital reopened. Governor Christie said he wants this hospital reopened and thanked all the Mayors in the area who put a lot of time and effort. He thanked Assemblyman Schroeder who took the time to inform him on what is taking place. With all the construction of roads are being considered, if we don't get the hospital opened soon, we could have a problem. It takes more time for our ambulance corps to travel to the other hospital and there is the possible loss of funding for training. He wants to get that money reinstated. He said someone who volunteers their time to become an EMT and ride the ambulance should have to pay for their credits. We cannot make our volunteers pay to become volunteers and wanted the Council to give this some thought.

We have a water shortage and asked the residents to conserve as best as they can.

CLOSED SESSION

A motion to go to Closed Session was made by Councilmember Giancarlo, seconded by Councilmember Hanlon, and unanimously carried.

OPEN SESSION

A motion to go to Open Session was made by Councilmember Giancarlo, seconded by Councilmember Schiavone, and unanimously carried.

ADJOURNMENT:

A motion to adjourn was made by Councilmember Schiavone, seconded by Councilmember Hanlon, and unanimously carried.

8-10-10

Robert P. Sandt, RMC
Borough Clerk

APPROVED AS PRESENTED

Robert P. Sandt, RMC
Borough Clerk