

## Council

Meeting

February 1, 2011

Minutes of a Council Meeting of the  
Borough Council held at 7:30 P.M. on  
Tuesday, February 1, 2011, 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 1st day of February 2011. 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 Frank, Giancarlo, Schiavone and Weinstein. Also in attendance Borough Attorney Paul, Borough Engineer Statile. Absent: Councilmembers Hanlon and DeJoseph.

APPROVAL OF MINUTES: On motion by Councilmember Frank, seconded by Councilmember Weinstein, the minutes of the Council Meeting of January 11, 2011, were approved as presented.

## CORRESPONDENCE:

1. DOUG GRAEFF OPPOSING CELL TOWER CONSTRUCTION ON WIERIMUS.

Received and filed on motion by Councilmember Giancarlo, seconded by Councilmember Frank, and unanimously carried. Councilmember Giancarlo read the email into the record.

My wife and I would to register our opposition to the pending Cell tower at the intersection of Royal Park and Overlook and all the other eight (8) possible pending cell tower projects.

We are both adamantly opposed to the tower as:

- A) in general it will be an eyesore
- B) it is not necessary, there are sufficient repeater towers in Washington Township and Woodcliff Lake
- C) it will affect our property value as it will be in direct view from our living room window
- D) the revenue expected is marginal, at best
- E) due process has not been followed
- F) the transmissions to and from the tower reported pose a negative health issue

Mayor Arnowitz said we have 128 letters and petitions and he did not want everyone read.

## 2. AMERICAN LEGION SEEKING WAIVER OF BOROUGH FILING FEES.

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

Borough Attorney Paul said you can pass along the waiver whatever is possible to waive.

Mayor Arnowitz asked for a motion on passing on to the Zoning/Planning Board our request to waive whatever fees we can.

### Motion

Motion to present this to the Planning Board so that they can waive all the applicable fees in regard to this project, seconded by Councilmember Weinstein, and unanimously carried.

## 3. PASCACK ART ASSOCIATION REQUESTING USE OF VETERANS PARK ON JUNE 11, 2011.

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

Borough Clerk Sandt will send them the schedule for rubbish removal, etc.

## 4. CYNTHIA SKOLNIK ASKING FOR COUNCIL'S HELP WITH PSE&G POWER ISSUES.

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

Borough Clerk said he was in touch with PSE&G in regard to this issue but he has not been contacted by them as yet. They are looking into this problem.

5. MARISA CEFALI CONCERNED ABOUT DEP APPLICATIONS FROM A CERTAIN PROPERTY OWNER.

Received and filed and referred to the Borough Engineer on motion by Councilmember Giancarlo, seconded by Councilmember Weinstein.

Mayor Arnowitz said this is the same plan that was rejected previously.

6. FIRE DEPARTMENT BOARD OF OFFICERS REQUESTING APPROVAL OF BRYAN SMITH AS A MEMBER OF THE CADET COMPANY.

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

7. RASHELLA ROZNITSKY PRESENTING COUNCIL WITH INFORMATIONAL DATA ON CELL TOWERS.

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

8. PETITION AGAINST THE CELL TOWER AT WIERIMUS ROAD - 128 SIGNATURES.

Mayor Arnowitz said we received 128 signatures.

Borough Clerk Sandt said the cover letter on the package claimed there were over 250 signatures, however, he had to disavow 98 because it was an electronic name or address.

OATH OF OFFICE:

Borough Clerk Sandt administered the Oath of Office to Bryan Smith as a Member of the Fire Cadet Company.

DISCUSSION:

- 1) Proposal for temporary Cell Tower. (Referred from 1/11/11 meeting).

Mayor Arnowitz said METRO PCS proposed putting a single 100 ft. tower in the west lot or firehouse parking lot. We were advised that the tower behind the borough hall on which there are many police communications, is in dire need of replacement. Perhaps they would express interest in this.

Councilmember Frank said it would make more sense to utilize the present antenna if possible.

Mayor Arnowitz believed the Chief was interested in replacing the present tower. The Council was in agreement not to discuss it further until METRO PCS makes their presentation.

## 2) Pedestrian Crosswalks.

Councilmember Frank said many people try to use the crosswalk by the Library and people believe they are putting their life in jeopardy because the cars pass by quickly and don't stop. When a person tried to cross the road while in the middle of the street, cars started to pass her going westbound and she was stranded in the middle of the street. Even though there are signs, and there is a sign in the middle of the street, there is a concern and he believed we need to do more there and by Starbucks to get people to stop at the crosswalks when people are present. What can we do to better inform people that this is the law?

Mayor Arnowitz will put a notice in his monthly Newsletter for March but we need to make the police more cognizant of the situation.

Chief Stalter said we have targeted those areas, it is labor intensive because you need at least three or four officers. People have to get into the habit, we need education, enforcement and he will speak to the Engineer about any engineering aspects. We will look at colorization at Park and Broadway of the intersection, readdress our signage. It is education on the pedestrian's part, the law does not say you can jump out in front of a car because you are a pedestrian. People in the cars must stop when they are in crosswalks. There was a request for a mid-block crosswalk by the west lot; this was discussed with the Engineer. It could be attempted but because we have two signalized intersections within such a close proximity, we would be reluctant to do so. You cannot park within 25 ft. of a crosswalk so on either side you would lose spaces.

Mayor Arnowitz said Park and Broadway is not as bad, the Library is atrocious and is the worst place to cross.

Chief Stalter said once we approach walking season we will have another media blitz and see what else we can do to get the message across.

## 3) Cell Tower at Wierimus.

Christopher Quinn, Attorney.

Mayor Arnowitz asked the Council if they had any comments on the packet we received from our residents.

Councilmember Schiavone spent time with resident Rashella Roznitsky who supplied her with information data on cell towers. Studies have been done in Europe, Spain, Germany, Sweden, some here and a lot of conclusion has been drawn that five to seven years exposure to these towers is causing clusters of childhood leukemia, early onset breast cancer, cancer, causing effects on the brain. They spent time with fire fighters who spend a lot of time in the department having these types of effects on them, also several other birth defects. She passed the information on to Assemblyman Schroeder who is passing it along to the State Department of Health. It is a matter of awareness and the residents pointed out the validity of these studies. She found the information alarming and thanked Rashella for providing these packets.

Mayor Arnowitz said the tower we have at the firehouse is not in direct line with any homes. The tower they are proposing on Wierimus is a very concerning fact and very specific with the height. Every tower he has seen before is high enough so it doesn't have this effect, the tower they are proposing is in direct line with all of these homes.

Councilmember Frank said he understands why everyone is concerned about this. There are two levels of objection that we have to address: the aesthetics and the safety. The comments we received are that this would be very detrimental to the property values in that neighborhood and that is an approach he has a problem with. He did comment on the benefits that are provided by the rest of the town and he considers that to be shared sacrifice which everyone has to contribute towards. He is not too swayed by the arguments, however, he is interested in sharing what the expert from the DEP has to say because he has concerns about the height of the tower and the height of the homes. He has heard that radiation around basis is negligible. We have homes on the hill that would be closer to the antenna and that would require more discussion.

Mayor Arnowitz said this was not suggested by the Council, the phone company contacted us. If they can prove need, we have to provide them with a location or they can go somewhere else in the borough. They can go on private property; three or four years ago he was approached by Demarest Farms because they wanted to put up a tower. We would lose control; a tower is being constructed in Woodcliff Lake on the water company underground tank property, one is going up on the Washington Township borough hall property and one on the median on the Parkway. We have two others on the Parkway at the bridge going over Hillsdale Avenue. We do not own Hillsdale Avenue, it is a county road; the county does not own the

bridge, when the tower went up on the bridge and he complained, the Parkway advised that we have no say in the matter, it is owned by the Parkway. If they chose to put a tower there, it will not be a tree, because the Parkway does not put them up. We had two bidders at \$56,000 plus \$68,000 in communications equipment that the town will have to make up. If they can prove a need, and we don't provide them with a site, they can go elsewhere.

Attorney Quinn introduced the Health and Safety person, Mr. Peterson. He should be able to answer your questions and concerns of the neighbors.

Ronald Peterson, 170 Fairview Drive, Bedminster, N.J. He is an independent consultant, retired from Bell Labs, Murray Hill, in 2001. He worked there for 40 years, the last 30 years in the Environmental Health and Safety Center where he managed the wireless and optical technologies safety department which had corporate responsibility for all radio frequency and optical radiation issues. He has been a member of the committee that develops the safety standards that are used in the U.S. that are now part of the Telecommunications Act and has been a member of that committee since 1973. He listed all aspects he has been involved with.

There is a lot of information on the Internet and some is valid and some is not. The safety standards are developed by a large committee of scientists, half academics and a number from the Public Health Agencies and they review all the literature. They have certain selection criteria and criteria for establishing the validity of the material. It is an involved process and separate studies have been reviewed in great detail by specialists in those particular fields. They come up with a conclusions as to what levels may be harmful and what levels would not be harmful and they come up with safety limits. They are looking for established adverse health defects, not just report effects that may have no consequence whatsoever, may only occur in the animal subjects and so forth. The studies used for these standards are very critical and they go out of their way to look for those that are controversial.

Basis standards since 1982 have been the same, nothing has been reported to convince anyone that limits should be lowered. It is the opinion of the World Health Organization, International Commission on Radiation Protection and they evaluate literature continually to ensure that the safety guidelines that are in place are valid. Nothing has been shown to warrant changing the existing standards. The way we evaluate the site is to look and see what the exposure is going to be to people and how that compares to the safety criteria of the FCC.

For monopoles, the levels to which the public have access are very low, possibly 1% or 2% of the safety guidelines. The issue the Mayor brought up is important, the energy from these antennas are propagated at a very narrow vein in a vertical beam and if you happen to be in that beam close enough to the antennas, then you can exceed the safety guidelines. You have to be very close to the antennas, 40 or 50 ft. If you are several hundred feet away or a half mile away, the levels are absolutely trivial. It doesn't take much energy to get a cell phone to work, far less energy it takes to cause any measurable effect in a human. We look at the site, who is going on the site, where their antennas are, what elevation, what is nearby, if there is a hill nearby we certainly consider that. We do the calculations and find out what the maximum exposure would be and we compare that with the FCC safety criteria which are also blessed by the other federal public health agencies which supported the adoption of that standard.

On some occasions, they are misinterpreted; they are reporting an effect at a very high level which has nothing to do with the station. Measurements are made and unless you are directly in front of the antenna there is not too much to worry about. He doesn't see anything new coming down the pike, since 2005 we are going through another literature review and evaluation and so far nothing has come up to warrant any changes to the existing criteria.

Councilmember Frank said the tower going up there will be 250 ft. of the proposed site, will that make the signal that much stronger and increase the radiation to have two towers that close together?

Mr. Peterson replied that it will increase but the measurements show that the calculations are very conservative because of safety. It will not add up in a way that it will be any kind of issue. One percent of the allowable limit of radiation is considered safe and there is a safety factor built into that. It just is not an issue; a lot of people don't know much about it and it is scary in putting up an antenna and using words like radiation, and you can go on the internet and find just about anything you want supporting any position you want, but you have to rely on the scientists that do this kind of research. There are good studies and bad studies.

Councilmember Frank said he read that 400 yards right behind the antennas could be a problem; beyond 400 yards there is absolutely no effect.

Mr. Peterson said to meet the FCC criteria 20 or 30 ft. out in front of the antenna, so you can have a couple hundred ft. They normally don't put up an antenna that is going to be blocked by a hill because they are trying to get coverage and if there is

something between the antenna and what they are trying to cover it is not feasible.

He does not know anything about this particular site and what antennas are going to be used but almost all antennas are directional. They are trying to cover the Parkway; they are trying to optimize their coverage. When you say radiation, most people think of things like nuclear radiation, this isn't its low frequency light. Cell towers are meant to cover a small area. There are other things in the environment that are more significant. If you add everything up and go through the whole spectrum, it is still a very, very small fraction of any safety guidelines. He said there was an application for a cell tower close to his home on the property behind him and he did not object to it.

Mayor Arnowitz asked if he checked the site in question.

Mr. Peterson said he has done enough research of these sites, the higher the tower the less power you need to cover a small area. Sites are checked mainly because of questions people raise. If they believe it is unsafe and there may be biological effects, you can't prove that they are not there. All that you can do is show that they are there and that is what these committees do. Members of the town raise the issue and in some cases it is the right thing to do; you provide them with information.

Mayor Arnowitz asked if the rules differ if the tower is located in a residential area, commercial area, and do they differ if there is a school close by.

Mr. Peterson said the safety criteria you have to show compliance with is the FCC limits, the Telecommunications Act of 1996. There are two tiers, one for the worker and one for everybody else; as long as you comply with that, it is safe for everybody. If you put an antenna on a school, the energies are virtually nothing. It is not only the FCC, it is the international standards organizations, world health organizations, everybody uses the same criteria because that is what science says.

Mayor Arnowitz said he has been told many times lately that we don't need another tower. How many cell phone companies are there seeking towers?

Mr. Peterson was not sure how many there are, but there are more than five or six now.

Mayor Arnowitz said when the cell tower company reached out to us on the west side, it was for Parkway coverage; they have dead spots on the Parkway that they are trying to take care of.

Councilmember Frank said the petition says there is no gap in coverage to demand the placement of another tower on the site and he was not sure where that information came from.

Mr. Peterson said part of the problem they want to get coverage inside of vehicles, inside of homes and inside of everything else. Just walking around with a cell phone doesn't quite do it. Companies will do drive tests, that is they will drive up and down all the roads and have a radio receiver continually monitoring the signals and from that they can tell whether or not they have gaps. He thought they also get complaints from customers. If the cell phone companies do this, they provide data as to where the caps are and what this coverage will do to fill in the gaps.

Councilmember Schiavone referred to the FCC standards, and asked if administrations now embarking on studies for safety.

Mr. Peterson said the National Institute for Occupational Safety and Health is doing a major study and have been doing it for quite a while. There are studies funded by the federal government and certainly throughout the world and studies go on. Every time a study reports some sort of effect, if that is the only study that does it, then you have to replicate that to see whether it is real. In 1971, microwave ovens were terrorizing everyone so the FDA funded studies and came up with a product performance standard to show that the oven is deemed safe and that put an end to it. There have been close to 30,000 studies carried out since 1950 throughout the world, some good, some not so good. The studies carried out properly are evaluated by the committees and groups around the world and they are all coming out with the same line; as long as the exposure limits are met there is no additional evidence that would warrant changing anything and that is as recent as last year. There is a lot of work, some being funded by government, some funded by people who object to the wireless business, but it is done through a firewall.

Councilmember Schiavone said her information was actual readings in children's bedrooms and diagnosis of cancer and it is more credible than that.

Mr. Peterson said he would have to see the study, what measurements were made but he is not aware of any. Cancer clusters occur and when you look at some of these studies when they claim a cancer cluster, unless you have all exactly the same type of cancer and most of them don't, they have different types, then it is not associated with some physical agent. It is just something that happens.

Councilmember Giancarlo said he will not support the Overlook

project for two reasons. He believed it had adverse effect on the residents that live in that area and it sets a standard for the rest of this town that he is not comfortable living with.

### Motion

Councilmember Giancarlo made a motion that we stop investigating this west side tower and put no further money into it, seconded by Councilmember Schiavone.

Mayor Arnowitz thought this motion was out of order because we have to give the public an opportunity to speak.

Councilmember Schiavone asked if anyone felt they need to be heard if we are about to vote it down.

Councilmember Weinstein said there is a motion on the floor and Council can continue discussion, why not continue this discussion.

Councilmember Schiavone said she seconded the motion and will be voting it down.

Councilmember Frank doesn't know about voting, he doesn't have enough information. For the first time tonight he heard that this tower is for the Parkway and was not sure that was accurate. If it is strictly for the Parkway, it doesn't benefit the town and would like to know the impact of the site evaluation with regard to the height and would want something more specific and is not ready to vote.

Councilmember Weinstein said he is prepared to vote on this issue. There is the health part which we heard an educated opinion on, it is a concern to him but he cannot base his decision on that alone. The Not In My Back Yard issue exists and existed long before he came on Council. He respects people who come out to have their voices heard. He is hard pressed to sacrifice a community's quality of life or property values in response to short term financial needs. He is not in support of that tower.

Councilmember DeJoseph arrived at this time. The cell tower was a way to increase revenue, he was the lead person and contacts were made with numerous companies. It is a very difficult situation to be in right now as far as any increase in revenue without an increase in taxes. He did not know if it is a right decision to vote yes or no at this point.

Mayor Arnowitz asked if there is anyone in the audience who is in favor of the tower. No one responded. He said he would open the meeting to the public but he believed the motion that is on the floor now and seconded might make comments moot.

He said he was extremely offended by some people in the group. He lives on this side of town and when he got letters and phone calls complaining that it belongs in his back yard, not in their beautiful area, that is insulting. There are people present who explained their position and he encouraged the Council not to put this tower up on that side of town.

Roll Call Vote: (Voting No on the cell tower)

Ayes: Councilmembers Giancarlo, Schiavone and Weinstein

Nays: None

Absent: Councilmember Hanlon

Abstain: Councilmembers DeJoseph and Frank

Mayor Arnowitz said the tower is defeated and we will not put a tower on the west side of town.

Phil Cohn, 31 Royal Park Terrace -

He thanked everyone on the Council because this is a tough time for everybody and his comments last time were specifically for keeping the town as we know and love the town and he appreciates the sensitivity of the issue and all the information that was presented tonight.

Christine Verbraska, 80 Horizon Terrace -

She thanked the Council for thinking about Hillsdale. She volunteered her services if needed.

Rashella Roznitsky, 344 Ell Road -

She said she would volunteer as a citizen representative. Literature has to be looked at unbiased and she applauded the Council for having a representative present to answer questions that are technical. It would be better to have an unbiased type of representative and get information in an unbiased form. The studies she provided were unbiased and there is nothing to gain from their input.

Steven Steimle, 352 Ell Road

He is a certified real estate appraiser and commented on the market value issue. A structure of this nature would be considered an external obsolescence in a residential neighborhood as opposed to a commercial type of neighborhood. Upon evaluating the property, a structure like this would have an adverse effect on the market value.

Ann Cron, 187 Magnolia Avenue -

She offered her services if a committee is formed. She read we can no longer dispose of electronics at the curb and asked if there will be periodic collection for electronics. She needed help to

dispose of a large TV.

Mayor Arnowitz closed the meeting to the public.

RESOLUTION:

11037 Authorize Cancellation of Bid for Bell Tower at Wierimus Road was introduced by Councilmember Giancarlo, seconded by Councilmember Schiavone.

Roll Call Vote:

Ayes: Councilmembers Giancarlo, Schiavone and Weinstein

Nays: None

Absent: Councilmember Hanlon

Abstain: Councilmembers DeJoseph and Frank

(SEE COPY OF THE AFORESAID ORIGINAL RESOLUTION AFFIXED HERETO)

Mayor Arnowitz announced that there is a Resolution on the Agenda this evening supporting the reopening of the hospital on Old Hook Road and he asked that the residents write letters requesting the opening of the hospital.

Mayor Arnowitz called for a recess at this time.

Borough Attorney Paul left the meeting at this time due to inclement weather.

RESOLUTIONS: (Consent Agenda)

Mayor Arnowitz read the Consent Agenda of Resolutions.

11032 Supporting HUMC Petition for New Acute Care Hospital in Westwood was introduced by Councilmember Weinstein, seconded by Councilmember DeJoseph.

11033 authorizing Settlement of a Tax Appeal, 3 Bradshaw Court was introduced by Councilmember Weinstein, seconded by Councilmember DeJoseph.

11034 Authorizing Certificate of Redemption, Block 301, Lot 15, was introduced by Councilmember Weinstein, seconded by Councilmember DeJoseph.

11035 Authorize Contract for CDL Random Drug & Alcohol Testing Services was introduced by Councilmember Weinstein, seconded by Councilmember DeJoseph.

11036 Authorizing Borough Clerk to Sign Energy Efficiency Block

Grant was introduced by Councilmember Weinstein, seconded by Councilmember DeJoseph.

Roll Call Vote:

Ayes: Councilmembers DeJoseph, Frank, Giancarlo, Schiavone and Weinstein.

Nays: None

Absent: Councilmember Hanlon

(SEE COPIES OF THE AFORESAID ORIGINAL RESOLUTIONS AFFIXED HERETO)

DEPARTMENT REPORTS:

Fire Department Annual Report for 2010. Received and filed on motion by Councilmember Frank, seconded by Councilmember Schiavone, and unanimously carried.

Board of Health report for the month of January 2011. Received and filed on motion by Councilmember Weinstein, seconded by Councilmember Schiavone, and unanimously carried.

(SEE COPIES OF THE AFORESAID ORIGINAL REPORTS AFFIXED HERETO)

LAST GO ROUND

Police Chief Stalter said they have addressing some issues with underage alcohol consumption at the Cornerstone. We are hoping for cooperation; we have had some underage DWI arrests where the drivers indicated they were served at Cornerstone and we have had some intoxicated parties under the age of 21 who indicated that they were served at Cornerstone. We have addressed these issues in the past with management and have been less than pleased with the response. We gave them a final ultimatum, things we are requesting to be done and if not successful, we may have to come back to the Council as we get closer to license renewal time and discuss possible restrictions. If they work with us, there will not be a problem, however, if we don't get the cooperation we need, then you as issuing authority may recall the license.

Councilmember Giancarlo asked what the problem in general was.

Police Chief Stalter said there are good fake ID's out there but there are also very good ID scanners. Some licensees in town use them, Bottle King is very proactive. There are online guides, paperback guides as far as what to look for. We are looking for a good faith effort on the licensees part.

Pascack Road gas leak is still leaking, Public Service is aware of it and after the snow melts and we get a thaw, it will be worked on; it would involve ripping up Pascack Road from Washington Township, however, it is not deemed a safety hazard. When residents call us in regard to this problem, we notify Public Service and keep a record.

Fingerprinting. Lieutenant Niego said we had meetings set up with coaches; Patty Hughes will be handling this as she will review everything. He was approached by the Rec Commission, he has a grant \$26 times 400 but it is only good for this year. He would like to back track it to those who were coaching basketball right now and get them fingerprinted. We will do baseball and football so we should be up to date. We have to cross reference with the Rutgers Certification. It is a matter of getting ID cards set up, photos, etc.

Liz Zimmerman. Police Chief Stalter said Police Officer Zimmerman had twins and is on vacation time. N.J. Family Insurance charges are deducted from paychecks which works hand in hand with unemployment insurance and you can get up to six weeks pay with 2/3 maximum Cap. She is applying for that, it is relatively new and he did not believe it has been done previously in the borough.

Borough Engineer Statile referred to the Walsky application with the DEP, he made some minor changes to it. One change is lowering the retaining wall of the property four feet. At this time, there is an application with the Planning Board, Walsky is really seeking an application with the state to secure his rights in terms of wetlands. He needs permits and that is what he is noticing. Once he gets this permit, he needs a site plan approval from the Planning Board.

Mayor Arnowitz said previously the Planning Board was against this. He did not believe this belongs in that area. Someone has to inform the Planning Board or the Zoning Board that this is very similar to what was requested previously and the objection was a residential property in an industrial area that exceeds the height and exceeds the parking and is in wetlands. There are a lot of negatives to this project on a very narrow road.

COAH. Engineer Statile said Councilmember Giancarlo has been working with our Planner regarding Liaison services; we need a housing agent and a housing liaison. We are looking at the housing agent because we have four affordable units and the agent makes sure the people are qualified. We are looking at either the county or state to provide that service for the town. We have State Housing Affordability Service and the Planner is reaching out to them for this service and we are continuing with the Bergen County Housing Authority.

We received \$150,000 from DOT for Ralph Avenue this year. He referred to United Water regarding lowering of the water at Woodcliff Lake dam. He had a meeting with United Water because our public safety is as important as their public safety and lowering the roadway over the dam could impair our emergency services during a storm. The letter from the state indicated that if the issue of public and emergency vehicle access during a storm could cause further alternative analysis and is likely to delay the application. The state is not closing the door on a delayed analysis, United Water is trying to get the state on their side of the issue. Statile said to lower the dam and impair emergency services doesn't make much sense, there has to be a balance. He is going to ask the state to delay this until there is sufficient planning on this site.

Mayor Arnowitz said he went to the Fire Liaison and Ambulance Liaison saying whether they changed the plans or not, he believed there is a potential need because on the south side of the dam, they will put up a wall where kids can snowboard, climb up, and if someone should get hurt there, he did not know how we could get them down. He asked if there is special equipment that we need if we ever have a situation like that, we should not have to be responsible. He provided the Fire Department with a sketch that he received a year ago and a meeting will be set up with the various departments to further discuss this.

Councilmember Frank is working on job descriptions and could be done in a couple of weeks. He referred to the cell tower situation; he thought there were more questions we should have asked, what the site would look like, what direction of those antennas would be in order to make a decision. He wanted more information and he thought the Council decided very quickly and it was on an aesthetic basis, Not In My Backyard, and we don't want an ugly tower. The way he makes decisions is he gets all the information and doesn't make quick decisions. There are 10,000 people in town and whether there be 250 or 190 to sign that petition the people got their way. He was disappointed.

Councilmember Weinstein said it is always gratifying to see people come out, whether or not you agree with them; it takes a lot to motivate people. When they come, they convey their thoughts and the Council reacts and that is the way to get things done around here. It is a very effective way to communicate your needs, wants and desires directly to Council to help us make our decisions. He thanked Councilmember DeJoseph for the work he has done for a long period of time and whether we agreed or not, the efforts are appreciated and we continue on.

Councilmember DeJoseph said we invested a lot of time in this, the

engineer, attorney and the Council invested time. We rebid, we discussed it for at least a year, and it has been put to bed.

Councilmember Schiavone referred to the tower and from her standpoint, she never had a Back Yard issue. She has always listened to everyone and drew her opinion whether they lived there or not. As far as she was concerned, aesthetics had nothing to do with it, perhaps she should have insisted that Rashella Roznitsky father-in-law as he is an international expert on the scientificness of this issue and according to him, places like Austria, Sweden and the EU have instituted new levels which are a thousand times lower than our FCC allows and 1500 ft. is the distance. She did not want to hear down the road that she took a risk with some child developing cancer because these are parents of young children that in 5 to 7 years are still going to be here. She wasn't willing to take that risk.

Councilmember Giancarlo said in hindsight he came to this decision; he is always open to reinterpret things; he wanted people to feel welcome. Other people have to bear the cell tower in the center of town, train tracks or truck traffic and he didn't look at it as Not in My Back Yard issue. This Council is always open to comments.

Mayor Arnowitz said we voted to put a 14 ft. spire on the tower behind the firehouse and that is a block away from the school. He received a great number of calls, some very unpleasant, but the majority of people who attended this evening were polite, understanding, listened to the issues, but he is concerned about a tower on the Parkway. They can put up a 150 ft. tower right below the bridge on the Parkway and we will have no say or income and that is the problem we can have.

He thanked the Borough Clerk for the resolution authorizing cancellation of the cell tower on Wierimus.

He received calls regarding the newspaper article about spending \$75,000 on snow removal and everyone else spent \$20,000+. Mr. Franklin put together with some information from the professionals and his original estimate was \$400+. He met with FEMA and all of the costs were legitimate but our costs were no different than any other town. Hopefully, we hope to get the money. He was also informed that Soccer sent him a check, which he did not receive, in the amount of \$2500 to help defray the cost of the lights and that will be forthcoming.

He reminded the residents not to park on the street during a snow storm because it impedes the ability of the plows to get through. There will be a budget meeting tomorrow evening at 6:30PM. However, if it is snowing is it worthwhile meeting and do we need a Saturday meeting. Keith Durie, DPW Superintendent will be plowing

if there is a storm and they are the main reason we are meeting.

Councilmember Frank said we would like to have the meeting, we will see how many budgets we have available and get through them.

Mayor Arnowitz said we will meet tomorrow evening, we won't plan on meeting Saturday, and have a meeting the following Wednesday at 6:30PM and at that time the DPW will hopefully be ready to meet.

ADJOURNMENT:

A motion to adjourn was made by Councilmember Weinstein, seconded by Councilmember Giancarlo, and unanimously carried.

2-1-11

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Robert P. Sandt, RMC  
Borough Clerk

APPROVED AS PRESENTED

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Robert P. Sandt, RMC  
Borough Clerk