

BOROUGH OF HASBROUCK HEIGHTS

MINUTES

October 12, 2004

A Regular Meeting of the Mayor and Council of the Borough of Hasbrouck Heights was held on October 12, 2004 at 8:05 p.m. at the new Municipal Building, 320 Boulevard, Hasbrouck Heights, NJ.

Borough Clerk Rose Marie Sees stated that the meeting complied with the Sunshine law, adequate notice of this meeting having been made to all members of the Council by personal service on May 5, 2004 and transmitted to The Observer, The Record and The Herald News on May 5, 2004.

ROLL CALL: Present: Mayor Ronald R. Jones, Councilman Andrew Link III, Councilman Justin A. DiPisa, Councilman Garrett R. Pepe, Councilman Ronald F. Kistner, Councilman Thomas E. Meli

Absent: Councilwoman Marlene Verrastro

SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE: Mayor Jones led in the Salute to the Flag and Pledge of Allegiance.

INVOCATION: A spiritual message from Rev. Joseph Pickard, Vicar of St. John the Divine Episcopal Church (who was not able to attend), was read by Councilman DiPisa

COMMUNICATIONS:

1. Letter from Bill O'Shea regarding the Halloween Window Painting on Wednesday, October 20, 2004
2. Letter requesting support of the Mayor and Council from Event Chairpersons of Annual Children's Ragamuffin Parade scheduled for Oct. 30 at 1 p.m.
3. Letter of appreciation from Alexander J. Ricci of Washington Place for reconsideration of the leaf regulations

On a motion by Councilman Pepe, seconded by Councilman DiPisa, and unanimously carried, the foregoing Correspondence was accepted.

PETITIONS: None

APPROVAL OF MINUTES: (August 24, 2004 and September 14, 2004)

On a motion by Councilman Link, seconded by Councilman Meli, and unanimously accepted, the foregoing Minutes were approved.

BILLS:

BE IT RESOLVED that the claims and accounts amounting to \$6,803,582.60 specified in the schedule hereto annexed, having been examined and approved by the Finance Commissioner, or his Deputy, be paid and that warrants be issued therefor.

Signed Andrew Link III
Commissioner of Finance

On a motion by Councilman DiPisa, seconded by Councilman Kistner, the foregoing Resolution was approved.

NEW BUSINESS

- CONSENT AGENDA:**
- 159. Raffle Licenses for B.P.O. Elks Lodge No. 1962
 - 160. Raffle License for Parents for Athletes Association
 - 161. Raffle Licenses for Junior Woman's Club of Hasbrouck Heights
 - 162. Raffle License for Concerned Parents of Corpus Christi School

On a motion by Councilman Link, seconded by Councilman Pepe, and unanimously carried, the foregoing Consent Agenda Resolutions were approved. (Copies attached)

- RESOLUTIONS:**
- 163. Dog Licenses - Payment of Fees to State
 - 164. Marriage Licenses - Payment of Fees to State
 - 165. Domestic Partnership Registrations - Payment of Fees to State
 - 166. Construction Fees - Payment of Fees to State
 - 167. Authorizing Cancellation of Current Taxes
 - 168. Payroll
 - 169. Authorizing Renewal of Bond Anticipation Note
 - 170. Opposition to "Air Taxi" Service at Teterboro Airport
 - 171. Authorizing Joseph J. Rotolo, Esq., as Special Contracts Attorney

172. Supporting Reauthorization of New Jersey Transportation Trust Fund

On a motion by Councilman Pepe, seconded by Councilman DiPisa, with Councilman Kistner abstaining from Resolution No. 171, the foregoing Resolutions were approved. (Copies attached)

ORDINANCE (S) ON INTRODUCTION: None

ORDINANCE(S) ON PUBLIC HEARING:

Mayor Jones opened the Public Hearing on Ordinances No. 2058 and 2059. There being no one wishing to speak, the Public Hearing was closed on these ordinances.

ORDINANCE NO. 2058:

BE IT RESOLVED that an Ordinance entitled **AN ORDINANCE TO APPROPRIATE THE SUM OF \$45,000.00 TO PROVIDE FOR THE ACQUISITION OF TURN OUT GEAR AND OTHER FIREFIGHTING AND/OR EMERGENCY RESPONSE EQUIPMENT, ALL WITH NECESSARY APPURTENANCES THERETO, FOR THE USE OF THE VOLUNTEER FIRE DEPARTMENT OF THE BOROUGH OF HASBROUCK HEIGHTS, TO APPLY THE SUM OF \$5,000.00 FROM THE CAPITAL IMPROVEMENT FUND AS A DOWN PAYMENT THEREFOR AND TO AUTHORIZE THE FINANCING OF THE COST THEREOF IN ACCORDANCE WITH THE PROVISIONS OF THE LOCAL BOND LAW BY THE ISSUANCE OF BONDS OR NOTES NOT TO EXCEED THE SUM OF \$40,000.00** be now passed on second and final reading and the Borough Clerk be and is hereby authorized and directed to publish said Ordinance, same to be published in The Observer, a newspaper circulating and published in the Borough of Hasbrouck Heights.

ORDINANCE NO. 2059:

BE IT RESOLVED that an Ordinance entitled **AN ORDINANCE TO APPROPRIATE THE SUM OF \$250,000.00 TO PROVIDE FOR THE ACQUISITION OF A TREE STUMP GRINDING MACHINE AND A TREE TRIMMING VEHICLE, BOTH WITH NECESSARY APPURTENANCES THERETO, FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF HASBROUCK HEIGHTS, TO APPLY THE SUM OF \$12,500.00 FROM THE CAPITAL IMPROVEMENT FUND AS A DOWN PAYMENT THEREFOR AND TO AUTHORIZE THE FINANCING OF THE COST THEREOF IN ACCORDANCE WITH THE PROVISIONS OF THE LOCAL BOND LAW BY THE ISSUANCE OF BONDS OR NOTES NOT TO EXCEED THE SUM OF \$237,500.00** be now passed on second and final reading and the Borough Clerk be and is hereby authorized and directed to publish said Ordinance, same to be published in The Observer, a newspaper circulating and published in the Borough of Hasbrouck Heights.

On a motion by Councilman Link, seconded by Councilman DiPisa, and unanimously carried, the foregoing Ordinances on Public Hearing was approved.

MISCELLANEOUS FROM PUBLIC:

George Risquet, 257 Walter Avenue, opposed the AT&T cell tower which was to be placed at the Methodist Church which had been approved by the Planning Board and was asking for the Mayor and Council=s help to place it somewhere else, such as on public property. He said he will probably file an appeal. Mayor Jones could not vote on this as a member of the Planning Board as this was a use variance, but said he would have voted yes. He said different areas will be looked at but that a stand on this site. He was assisted by Councilman Kistner, who said that the proposal came under all regulations and to vote against it would be appealed by AT&T and would cost the town. Mr. Risquet asked why it couldn=t be placed on the Public Safety Building. Borough Attorney Chandless said since the Methodist Church site would be enclosed, there were no zoning issues, that the site plan ordinance calls for review only when it is exposed, that the carriers have done surveys and for some reason the Public Safety was not practical. He asked Chief Colaneri, who said previous discussion said it would involve large sheds which would take up parking spaces and power would be doubled.

Phil Clites, 247 Division Avenue, questioned who will regulate the power output of these antennas, and was told this would be under FCC regulations. He asked how many antennas, would the town adopt some kind of ordinance to limit the amount of antennas. He was told that each request would come before the Planning Board.

Terry Fitzpatrick, 244 Walter Avenue, questioned if there was a cell tower ordinance for or against. He also questioned if there had been any previous requests, and was upset as this was decided on without any warning. He questioned if there were no hazard to health. He was told that AT&T did testing and gave expert testimony that it came under the safety numbers. Councilman Pepe clarified that the council does not solicit carriers, and they don=t appear before the mayor and council. The proper procedure is to appear before the Planning Board.

John Baratta, 269 Walter Avenue, has health concerns, and wasn=t overwhelmed with the credibility of the witnesses, as it was said by the carriers, that they want to put carriers together, that the town should do the best to guide the placement where they would affect the least amount of people, that 240 feet from this antenna would be this man=s family room. He felt the town should pick the sites, not the carriers. He also was upset with the speediness that this was approved. He also recommended the DPW site. The borough attorney

There being no one else wishing to speak, the Public Portion was closed..

RECESS FOR WORK SESSION:

Mayor Jones announced that the meeting would be recessed for Work Session.

ADJOURN:

There being no further business to be conducted by the Mayor and Council, the meeting was adjourned at 9:03 p.m.

I, ROSE MARIE SEES, Borough Clerk of the Borough of Hasbrouck Heights, do hereby certify that the foregoing Minutes are to the best of my knowledge a true account of the Mayor and Council Meeting held on October 12, 2004.

Rose Marie Sees, RMC
Borough Clerk