

BOROUGH OF HASBROUCK HEIGHTS

MINUTES

December 15, 2009

A Regular Meeting of the Mayor and Council of the Borough of Hasbrouck Heights was held on December 15, 2009 at 8:02 p.m. at Borough Hall, 320 Boulevard, Hasbrouck Heights, NJ.

Mayor Heck declared the meeting in Session and 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 October 28, 2009 and transmitted to The Observer, The Record and The Herald News on October 28, 2009.

ROLL CALL: Present: Mayor Rose Heck, Councilman Justin A. DiPisa, Councilman Anthony DiNanno, Councilman Stephen Altobelli Councilwoman Sonya Buckman, Councilman David Gonzalez, Councilwoman Pamela J. Link

Absent: None

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

INVOCATION: The Invocation was given by Councilman DiNanno as follows:

“God of the journey, we have come here trusting in you, believing that you dwell within us, counting on you to be our companion as we move through our lives. Remind us often that you are with us...Keep us mindful of your presence...Be our strength, grant us guidance as we continue on our journey...sometimes choosing a new path...help us often to remember that truly your power working in us can do infinitely more than we can ask for imagine. Amen.”

PRESENTATION: CERTIFICATES OF ACHIEVEMENT FOR A 2009 UNDEFEATED SEASON TO U-14 GIRLS SOCCER TEAM, U-12 GIRLS SOCCER TEAM AND U-10 GIRLS SOCCER TEAM

Councilman DiPisa and Councilwoman Buckman congratulated the teams and presented Certificates of Achievement to the following:

PRESENTATION (cont'd):

U-14 Girls Soccer Team:

Hannah Bailey, Ornella Borsani, Heather Clifford, Kerry DeAngelo, Katie Gasparino, Melissa Hartley, Lauren Hicks, Ciera Houston, Jordan Kaiser, Carolyn Livecchi, Daniella Macera, Bianca Magsino, Shannon Matthews, Nicole Minutillo, Stefanie Pagan, Olivia Palmer, Melanie Parisi, Marissa Pinto, Tiffany Rodriguez, Casey Sardo, Diana Torres, Gabriella Tucci, Rianna Volpe, Alessandra Zonzini, Coach Rose Pagan and Coach Frank Pinto.

U-12 Girls Soccer Team:

Amanda Azer, Meghan Azer, Gabriella Cruz, Danielle Dallara, Stephanie Dallara, Caela Garden, Meghan Keahey, Bea Magsino, Emily Mernin, Alisha Nanda, Shelly Nielsen, Amanda Ortiz, Sami Partyka, Emily Reyes, Christine Schwartz, Samantha Smentkowski, Jennifer Varga, Maria Wetmore, Coach Gene Dallara and Coach Ronald Schwartz.

U-10 Girls Soccer Team:

Kate Bothe, Tori Buckman, Kylie Crecco, Alyssa Demone, Kayla Fontalvo, Kelly Innis, Madeline Kalmowitz, Olivia Marinelli, Emma Nichols, Helen Nigro, Kasey Otazu, Michelle Schwartz, Natalie Stefanelli, Alyssa Volpe, Sheridan Wheeler, Coach Ken Wheeler, Coach Ronald Schwartz and Coach Rob Bothe.

COMMUNICATIONS: None

PETITIONS: None

APPROVAL OF MINUTES: *(November 10, 2009 Work Sesion, November 24, 2009 Regular Meeting)*

On a motion by Councilman Gonzalez, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Minutes were approved.

BILLS:

WHEREAS, claims and accounts amounting to \$1,926,784.54 specified in the schedule hereto annexed, have been examined and approved by the Finance Commissioner, or his Deputy; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the accounts listed for payment of the claims;

BILLS (cont'd):

NOW, THEREFORE BE IT RESOLVED, that the claims be paid and checks be issued on the funds and accounts indicated on the attached schedule.

Signed Councilman Justin A. DiPisa
Deputy Commissioner of Finance

On a motion by Councilman DiPisa, seconded by Councilwoman Link, and unanimously carried, the foregoing Resolution was approved.

NEW BUSINESS:

- CONSENT AGENDA:**
- 200. Raffle License for Concerned Parents Assn of Corpus Christi
 - 201. Raffle License for Msgr. Robert Fitzpatrick Council 7041 K of C

On a motion by Councilwoman Link, seconded by Councilman DiNanno, and unanimously carried, the foregoing Consent Agenda Resolutions were approved.

- RESOLUTIONS:**
- 202. Payroll

On a motion by Councilman DiPisa, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

- 203. Dog Licenses - Payment of Fees to State

On a motion by Councilwoman Link, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

- 204. Authorizing Mutual Aid Agreement with South Bergen Fire Chiefs Association for 2010

On a motion by Councilman Gonzalez, seconded by Councilwoman Link, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

- 205. Authorizing Award of Bid for Improvement of Jefferson Avenue to Tilcon New York

On a motion by Councilman DiPisa, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

RESOLUTIONS (cont'd):

206. Opposing Pending State Legislation that Would Render Ineffective the Judicial "Time of Decision" Rule that has been for Time Immemorial a Valuable Tool in the Protection of Municipal Zoning

On a motion by Councilman DiPisa, seconded by Councilman Altobelli, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

207. Authorizing Payment to Former Firemen for 25 Years of Service

On a motion by Councilman Gonzalez, seconded by Councilman Altobelli, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

208. Authorizing Fire Department Percentages

On a motion by Councilman Gonzalez, seconded by Councilman Altobelli, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

209. Authorizing Ambulance Squad Percentages

On a motion by Councilman Gonzalez, seconded by Councilman DiNanno, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

210. Budget Appropriation Transfers

On a motion by Councilman DiPisa, seconded by Councilwoman Link, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

211. Authorizing 2010 Animal Control Contract Agreement with the County of Bergen

On a motion by Councilman Gonzalez, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Resolution was approved. (Copy attached)

APPOINTMENTS: None

RESIGNATIONS: None

ORDINANCE(S) ON INTRODUCTION:

ORDINANCE NO. 2220:

ORDINANCE(S) ON INTRODUCTION (cont'd):

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE TO FIX THE SALARY AND COMPENSATION OF CERTAIN EMPLOYEES OF THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF HASBROUCK HEIGHTS, NEW JERSEY, FOR THE YEAR 2010”** as introduced this date be and the same is hereby passed on first reading and the Borough Clerk be directed to advertise notice of public hearing on said Ordinance to be held at the regular meeting of the Borough Council on December 29, 2009.

Mayor Heck asked for a motion to approve the introduction of Ordinance No. 2220 which was made by Councilman Gonzalez, seconded by Councilman DiNanno, and unanimously carried.

ORDINANCE NO. 2221:

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE AUTHORIZING CERTAIN PEDESTRIAN SAFETY INFRASTRUCTURE IMPROVEMENTS IN THE BOROUGH OF HASBROUCK HEIGHTS AND TO APPROPRIATE THE TOTAL SUM OF \$175,000.00 THEREFOR, \$150,000.00 OF WHICH BEING A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION “SAFE ROUTES TO SCHOOL PROGRAM” FOR THAT PURPOSE AND THE BALANCE THEREOF IN THE SUM OF \$25,000.00 FROM THE CAPITAL IMPROVEMENT FUND”** as introduced this date be and the same is hereby passed on first reading and the Borough Clerk be directed to advertise notice of public hearing on said Ordinance to be held at the regular meeting of the Borough Council on December 29, 2009.

Mayor Heck asked for a motion to approve the introduction of Ordinance No. 2221 which was made by Councilman DiPisa, seconded by Councilman DiNanno, and unanimously carried.

ORDINANCE NO. 2222:

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE AUTHORIZING A PEDESTRIAN SAFETY ENCOURAGEMENT PROGRAM IN THE BOROUGH OF HASBROUCK HEIGHTS AS PART OF ITS LOCAL “SAFE ROUTES TO SCHOOL PROGRAM” AND TO APPROPRIATE THE TOTAL SUM OF \$25,000.00 THEREFOR, \$23,000.00 OF WHICH BEING A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION “SAFE ROUTES TO SCHOOL PROGRAM” FOR THAT PURPOSE AND THE BALANCE THEREOF IN THE SUM OF \$2,000.00 FROM THE CAPITAL IMPROVEMENT FUND”** as introduced this date be and the same is hereby passed on first reading and the Borough Clerk be directed to advertise notice of public hearing on said Ordinance to be held at the regular meeting of the Borough Council on December 29, 2009.

ORDINANCE(S) ON INTRODUCTION (cont'd):

Mayor Heck asked for a motion to approve the introduction of Ordinance No. 2222 which was made by Councilman DiNanno, seconded by Councilman DiPisa, and unanimously carried.

ORDINANCE(S) ON PUBLIC HEARING:

ORDINANCE NO. 2218:

BE IT RESOLVED that an Ordinance entitled: **"AN ORDINANCE AMENDING ARTICLE V ENTITLED "CONSUMPTION IN PUBLIC" OF CHAPTER 84 ENTITLED "ALCOHOLIC BEVERAGES" OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS, AS THE SAME HAS BEEN HITHERTO AMENDED IN RESPECT TO THE EXCEPTION FROM THE GENERAL PROHIBITION OF THE SERVICE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES BY WHICH THE VOLUNTEER FIRE DEPARTMENT SHALL BE PERMITTED TO SERVE AND ITS MEMBERS AND GUESTS SHALL BE PERMITTED TO CONSUME ALCOHOLIC BEVERAGES WITHIN THE "EXEMPT ROOM" OF THE NEW PUBLIC SAFETY BUILDING SO AS TO EXTEND THAT EXCEPTION UPON THE SAME TERMS AND CONDITIONS UNTIL DECEMBER 30, 2011"** 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 in the Borough of Hasbrouck Heights.

ORDINANCE NO. 2219:

BE IT RESOLVED that an Ordinance entitled: **"AN ORDINANCE TO APPROPRIATE THE SUM OF \$250,000.00 TO PROVIDE FOR THE 2009 RESURFACING PROGRAM INCLUDING NECESSARY APPURTENANCES THERETO, AND FURTHER 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 in the Borough of Hasbrouck Heights.

MISCELLANEOUS FROM PUBLIC:

Mayor Heck requested a motion to open the meeting to the public which was made by Councilman DiPisa, seconded by Councilman Altobelli, and unanimously carried.

MISCELLANEOUS FROM PUBLIC (cont'd):

Blanca Ortiz, Stephanie Ward and James Keenan of 150 Terrace Avenue were spokespersons for the 12 residents of this apartment building who were present due to no parking available at their building or in the vicinity and what could be done for them. They said the former hospital site was no longer providing parking for this building. Some of them were parking at the athletic field which was a seven block walk and only during certain hours. Ms. Ortiz had received a copy of the businesses who might provide parking, but this did not work out. Most of them became tenants in November and December. They were advised that if they were not given notice by the landlord that there was no parking available which was required, they should think about consulting with an attorney, that they might have a civil cause of action against the landlord due to breach of lease.

There being no one else wishing to speak, Mayor Heck asked for a motion to close the public portion which was made by Councilman Altobelli, seconded by Councilman DiNanno, and unanimously carried.

WORK SESSION:

Mayor Heck announced that the meeting would continue to Work Session, to which she invited all present to stay. On a motion by Councilman DiPisa, seconded by Councilman DiNanno, and unanimously carried, this motion was carried.

ADJOURN:

There being no further business to be conducted by the Mayor and Council, the meeting was adjourned at 9:04 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 December 15, 2009.

Rose Marie Sees
Borough Clerk