

BOROUGH OF HASBROUCK HEIGHTS

MINUTES

February 10, 2009

A Regular Meeting of the Mayor and Council of the Borough of Hasbrouck Heights was held on February 10, 2009 at 8:04 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 January 5, 2009 and transmitted to The Observer, The Record and The Herald News on January 5, 2009.

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

“God of all blessings, source of all life, giver of all grace, we thank you for the gift of life, for the breath that sustains life, for the food of this earth that nurtures life, for the love of family and friends, without which there would be no life. We thank you for the mystery of creation, for the beauty that the eye can see, for the joy that the ear may hear, for the unknown that we cannot behold filling the universe with wonder, for the expanse of space that draws us beyond the definition of selves. We thank you for setting us in communities for families who nurture our becoming, for friends who love us by choice, for companions at work, we share our burdens and daily tasks. For strangers who welcome us into their midst, for people from other lands who call us to grow and understanding, for children who lighten our moments with the light, for the unborn who offer hope for the future. We thank you for this day, for life and for one more day to love, for opportunity and one more day to work for justice and peace, for neighbors, and one more person to love and by whom be loved for your grace, and one more

INVOCATION (cont'd):

experience of your presence, for your promise to be with this, to be our God and to give salvation, for these and all these blessings, we give thanks, Amen.”

PRESENTATION: Certificates to Jr. Football Raiders Cheerleaders as 2008 Super Bowl Champs

Mayor Heck invited Councilwoman Buckman and Councilman DiPisa to present Certificates of Achievement to Hasbrouck Heights Junior Football Raiders Cheerleaders 2008 Superbowl Champs Captains: Nicole Arabi, Paige Eschert, Jessica Gaffney, Kerry Halpin, Olivia Nasuta, Courtney Parente, Morgan Parente, Melanie Wexler. Co-Captains: Nicole Cina, Brianna Colletti, Christina Comp, Caroline Michail, Jacqueline Nuzzo, Cristina Tucci. Cheerleaders: Hanna Balcer, Sarah Carter, Elizabeth Condon, Jacqueline DeLorenzo, Jaimie Dubicki, Sarah Duffy, Heather Ann Farrell, Melanie Guido, Isabella Impalli, Kassie Ketcho, Karen Llanes, Sophia Marino, Karley Martinez, Emma Nichols, Amanda Peckman, Gina Pianese, Olivia Pianese, Gabriella Pujadas, Alexis Putkisto, Julie Ravert, Angelica Reyes, Anastasia Robitaille, Katie Schafer, Allison Shaw, Morgan Shinall, Marianna Squeo, Caitlin Stendardi, Tiffany Temes, Gabriella Tutelo, Victoria Vizzacchero, Brianna Wynne, Jackie Zarrillo. Head Coach: Joni Arabi. Assistant Coaches: Courtney Kelly, Lesley Giaquinto. Team Moms: Dawn Balcer, Tammy DeLorenzo, Darlene Parente and Nancy Dubicki. Everyone was congratulated on this achievement.

PROCLAMATION: *Read Across America Day*

Mayor Heck asked Borough Clerk Ro Sees to read the following proclamation:

WHEREAS, the citizens of Hasbrouck Heights stand firmly committed to promoting reading as the catalyst for our students’ future academic success, their preparation for America’s jobs of the future, and their ability to compete in a global economy; and

WHEREAS, Hasbrouck Heights has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is key to the community’s well-being and long-term quality of life; and

WHEREAS, *NEA’s Read Across America*, a national celebration of reading, will be conducted on March 2, 2009, which would have been the 105th birthday of Theodor Seuss Geisel, better known as Dr. Seuss; and

WHEREAS, *Read Across America-NJ* being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, Saturn-UAW, and their local

PROCLAMATION (cont'd):

affiliates across the state to promote reading and adult involvement in the education of our community's students;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hasbrouck Heights, County of Bergen, State of New Jersey, calls on its citizens to assure that every child is in a safe place reading together with a caring adult on March 2, 2009; and

BE IT FURTHER RESOLVED that this body enthusiastically endorses *NEA's Read Across America* and *Read Across America-NJ*, and recommits our community to engage in programs and activities to make America's children the best readers in the world.

/s/Mayor Rose Heck and Members of the Council

- COMMUNICATIONS:
- 1) Memo to Mayor and Council from N. Melfi advising that of this date 29 car dealerships had not paid yearly fee and recommending to revoke licenses.
 - 2) Invitation to Mayor and Council to Mardi Gras Dinner and Concert on February 24, 2009, sponsored by St. John the Divine Episcopal and First Reformed Churches
 - 3) Notice to Public Entities Regarding NJDEP v. Occidental Chemical Corporation et al. (Passaic River Litigation) from NJ DEP
 - 4) Letter from Passaic Valley Sewerage Commissioners regarding NJDEP v. Occidental Chemical Corp., et al Passaic River Litigation
 - 5) Flyer from B.C. Executive McNerney and Freeholders announcing "Foreclosure Prevention Counseling" seminar on February 21, 2009 at the Bergen County Learning Center

Items #1, 2 and 5 were read into the record. (Copies attached).

On a motion by Councilman DiPisa, seconded by Councilman DiNanno, and unanimously carried, the foregoing Communications were accepted.

PETITIONS: None

APPROVAL OF MINUTES: *(December 23, 2008 Regular Meeting, Sine Die Meeting-January 1, 2009, Reorganization Meeting-January 1, 2009, January 13, 2009 Regular Meeting, Work Session and Executive Session; January 27, 2009 Regular Meeting)*

On a motion by Councilman DiNanno, seconded by Councilman DiPisa, with Councilman DiPisa and Councilwoman Link abstaining from the December 23, 2008 Regular Meeting, and all other Minutes unanimously carried, the foregoing Minutes were approved.

BILLS:

WHEREAS, claims and accounts amounting to \$2,252,611.36 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;

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
Commissioner of Finance

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

NEW BUSINESS:

CONSENT AGENDA: 33. Raffle License for Heightened Independence and Progress Inc.

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

RESOLUTIONS: 34. Authorizing the Approval of Licenses for Commercial Enterprises Prestige Automall Inc., Allan & Allan Auto Group, Inc., and PS Leasing Inc. In the Business of Selling Certain Motor Vehicles

RESOLUTIONS (cont'd):

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

35. Dog Licenses - Payment of Fees to State

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

36. Authorizing Contract with Cliffhanger Productions for Street Fair in the Borough of Hasbrouck Heights

Councilman Altobelli commented that committing the borough to \$20,000 during this economic climate was an inappropriate use of public funds.

Mayor Heck said that the members of the Business Community Committee has determined that they will be seeking sponsors, and mainstream sponsors have been approached, that this would give Hasbrouck Heights businesses exposure to people from other towns, an opportunity to display wares and get businesses to come to town and to give a venue for entertainment both locally and professionally. Councilman DiPisa agreed that it was a great idea and offered why he supported it. Councilman Gonzalez asked that when discussed previously was this sum mentioned. Mr. Kronyak explained that 80% of the booth sales would be given back to the town, that the \$20,000 would have to be budgeted, but a trust fund would be established to allocate the percentage of booth sales plus larger sponsorships. Mayor Heck noted that only one concert would be held this year, a savings from previous years.

Mayor Heck asked for a motion which was made by Councilman DiPisa and seconded by Councilwoman Link, who both voted Yes, and with Councilman DiNanno, Councilman Altobelli, Councilwoman Buckman and Councilman Gonzalez voting Nay, the foregoing Resolution was defeated.

37. Payroll

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

38. 2008 Appropriation Reserve Transfers

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

RESOLUTIONS (cont'd):

39. Authorizing Revocation of Licenses for Specific Commercial Enterprises in the Business of Selling Certain Motor Vehicles

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

40. Authorizing a Tax Refund as per Tax Court Judgment for Block 175, Lot 19

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

ORDINANCE(S) ON INTRODUCTION:

ORDINANCE NO. 2202:

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 181 ENTITLED “MOTOR VEHICLE SALES, LICENSING,” OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS WHICH REQUIRES THE ISSUANCE OF A LICENSE FOR THE COMMERCIAL SALE OF CERTAIN MOTOR VEHICLES, WHICH SETS FORTH THE REQUIREMENTS FOR SUCH LICENSE AND WHICH PROVIDES FOR THE IMPOSITION OF A FEE FOR THE SAME”** was 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 February 24, 2009.

On a motion by Councilman DiNanno, seconded by Councilman DiPisa, and unanimously carried, the foregoing Ordinance on Introduction was approved.

ORDINANCE NO. 2203:

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE TO AMEND CHAPTER 133 ENTITLED “FEES” OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS IN RESPECT TO THE FEES CHARGED FOR THE LICENSING OF MOTOR VEHICLE SALES PURSUANT TO CHAPTER 181 OF THE CODE”** was 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 February 24, 2009.

On a motion by Councilman Gonzalez, seconded by Councilman DiNanno, and unanimously carried, the foregoing Ordinance on Introduction was approved.

ORDINANCE(S) ON PUBLIC HEARING:

ORDINANCE NO. 2201:

Mayor Heck asked for a motion to open the public hearing on Ordinance No. 2201 which was made by Councilman DiPsa, seconded by Councilman Altobelli, and unanimously carried.

There being no one wishing to speak on this ordinance, Mayor Heck asked for a motion to close the public hearing on this ordinance which was made by Councilman DiPisa, seconded by Councilman DiNanno, and unanimously carried.

BE IT RESOLVED that an Ordinance entitled: “**AN ORDINANCE TO SUPPLEMENT THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS BY PROVIDING A NEW CHAPTER ENTITLED “CHAPTER 204, PENALTIES FOR VIOLATIONS OF GENERAL LEGISLATION”**” 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 published and circulated in the Borough of Hasbrouck Heights.

On a motion by Councilman DiPisa, seconded by Councilman DiNanno, and unanimously carried, the foregoing Ordinance on Public Hearing was adopted.

MISCELLANEOUS FROM PUBLIC:

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

Carol Skiba, 191 Field Avenue, with regard to Resolution #36 understood the council's regard at this time, had attended Street Fairs in other towns, suggested getting guaranteed sponsors first, to which Mayor Heck said she was aware of that.

Christian Semencz, 415 Jefferson Avenue, thanked the Mayor, that the problem he had brought forth at the last council meeting was resolved. He questioned if the residents whose property bordered on Ravine Avenue knew it was their responsibility for clean up.

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

SPECIAL ANNOUNCEMENT FROM MAYOR HECK:

Mayor Heck wished to thank the Port Authority of New York and New Jersey who came this afternoon and presented a check in the amount of \$80,000 which would go toward a new ambulance for the Fire Department. She would be sending a note to Susan Bass Levin. Councilman Gonzalez also thanked Ms. Levin and Ralph Tragale for their generosity. Councilman Altobelli suggested that Mayor Heck publish her note in the local newspaper.

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 DiNanno, seconded by Councilman DiPisa, and unanimously carried, this motion was carried.

ADJOURN:

There being no further business to be conducted by the Mayor and Council, the regular 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 February 10, 2009.

Rose Marie Sees
Borough Clerk