

BOROUGH OF HASBROUCK HEIGHTS

MINUTES

February 9, 2010

A Regular Meeting of the Mayor and Council of the Borough of Hasbrouck Heights was held on February 9, 2010 at 8:01 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 4, 2010 and transmitted to The Observer, The Record and The Herald News on January 4, 2010.

ROLL CALL: Present: Mayor Rose Heck, Councilman Justin A. DiPisa, Councilwoman Sonya Buckman, Councilman David Gonzalez, Councilwoman Pamela J. Link, Councilman John Dingertopadre

Absent: Councilman Russell A. Lipari

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 Link as follows:

“We come here tonight to increase our range of knowledge and improve our awareness not merely for ourselves for all around us. Grant us this opportunity to see all things in the clear light of truth and permit us to work constructively in spirit and ability as we prepare for a better tomorrow, for we are ever at the threshold of tomorrows.”

PRESENTATION: Certificates to Hasbrouck Heights Junior Football Junior Aviator Cheerleaders for 2009 Superbowl Championship

Recreation Commissioner Buckman and Deputy Recreation Commissioner Gonzalez presented Certificates to the Junior Football Junior Aviator Cheerleaders: Desire Balboa, Diana Battaglia, Jackie Battaglia, Nicole Bevacqua, Jessica Bowman, Bridget Buckman, Katherine Campbell, Emily Condal, Brittany Correa, Summer Culken, Ashley Cutruzzula, Grace Dequinzio, Jenna Digiaccio, Maggie Filja, Daria Georgatos, Jamie Giaquinto, Amanda Guerra, Rachel Hanrahan, Alyson Harden, Kayra Herrera, Kristen Ingelsby, Marley Joza, Sydney Ketschke, Sarena Latona, Angelica Leventhal,

PRESENTATION: (cont'd):

Daniella Macera, Amanda Magno, Biana Magsino, Natiale Miller, Karla Noreno, Meliane Parisi, Alessandra Pasqualone, Regina Pellegrino, Florenzia Pozo, Julianna Quatrone, Danielle Roman, Daniella Rotella, Hailey Ruroede, Emely Santiago, Casey Sardo, Alexis Sardella, Jessica Simpson, Amalia Smith, Jamie Sudol, Amanda Todd, Samantha Tripp, Gabriella Tuzzo, Bethany Ventola, Rebecca Weber, Carissa Wolf; Head Coach: Lesley Giaquinto, Assistant Coach: Courtney Kelly. Head Coach Giaquinto was asked to say a few words.

PRESENTATION: Fire Chief Michael Ratkowski

Mayor Heck and Fire Commissioner David Gonzalez presented former Fire Chief Ratkowski with a plaque which read as follows:

WITH SINCERE APPRECIATION TO
MICHAEL RATKOWSKI
FOR SERVING THE
BOROUGH OF HASBROUCK HEIGHTS
2ND ASSISTANT FIRE CHIEF - 2005 & 2006
1ST ASSISTANT FIRE CHIEF - 2007
FIRE CHIEF - 2008 & 2009
Hasbrouck Heights Mayor and Council
January 2010

PROCLAMATION: Boy Scouts of America 100th Anniversary

A Proclamation honoring the Boy Scouts of America on their 100th Anniversary was read as follows:

“WHEREAS, The Boy Scouts of America was established February 8, 1910 and for one hundred years has created a strong foundation of leadership, service and community for millions of American youth; and

WHEREAS, The Boy Scouts of America provides a program that builds character, trains Scouts in the responsibilities of participating citizenship and develops personal fitness; and

WHEREAS, With every rank advancement comes new challenges, new adventures and new friends for Scouts and those Scouters who accompany them along the way; and

WHEREAS, The Boy Scouts of America has nurtured and honored over two million Eagle Scouts;

PROCLAMATION (cont'd):

WHEREAS, The Boy Scouts of America alumni share memories that last a lifetime; and

WHEREAS, Scouting celebrates its legacy and reaffirms its commitment to inspire and prepare future generations.

NOW, THEREFORE, BE IT RESOLVED that we, the Mayor and Council of the Borough of Hasbrouck Heights, State of New Jersey, United States of America, hereby congratulate The Boy Scouts of America on their 100th Anniversary and acknowledge all Borough of Hasbrouck Heights Cub Scout Pack 17 and Troop 17 Boy Scouts.”

- COMMUNICATIONS:**
1. Letter of Commendation for Keith Brown from B.C. Municipal Clerks Association
 2. Letter from Jim Thebery regarding Municipal Accessibility Recognition Entry Form
 3. Letter from PSEG announcing Replacement of Mercury Vapor fixtures with Induction fixtures.

Items #1, #2 and #3 was requested to be read into the record (copies attached).

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

Mayor Heck requested a motion to approve the agreement requested by PSEG and recommended by the Borough Administrator which was made by Councilman Gonzalez, seconded by Councilwoman Link, and unanimously carried.

PETITIONS: None

APPROVAL OF MINUTES: *(January 12, 2010 Regular Meeting)*

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

BILLS:

WHEREAS, claims and accounts amounting to \$3,607,476.26 specified in the schedule hereto annexed, have been examined and approved by the Finance Commissioner, or his Deputy; and

BILLS (cont'd):

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
Deputy Commissioner of Finance

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

NEW BUSINESS:

- CONSENT AGENDA:**
- 30. Raffle License for Corpus Christi Rosary Society
 - 31. Raffle License for Hasbrouck Heights Kiwanis Club
 - 32. Raffle License for United Way of Bergen County

On a motion by Councilman DiPisa, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Consent Agenda was approved.

- RESOLUTIONS:**
- 33. Payroll

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

- 34. Opposing Legislation Amending the Time of Decision Rule – S-82 and A-437

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

- 35. Dog Licenses - Payment of Fees to State

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

- 36. Raffle License for Lions Club of Hasbrouck Heights

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

APPOINTMENTS: Bruce Werner to Office of Emergency Management

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

RESIGNATIONS: Michael Flynn from Mayor's Research Committee

Christopher Van Sadlers from Fire Department Engine Company One

On a motion by Councilman Gonzalez, seconded by Councilman DiPisa, and unanimously carried, the foregoing Resignations were accepted with regret.

ORDINANCE(S) ON INTRODUCTION:

ORDINANCE NO. 2226:

BE IT RESOLVED that an Ordinance entitled: "**AN ORDINANCE TO SUPPLEMENT THE ORDINANCE ENTITLED AN ORDINANCE TO STABILIZE AND REGULATE RENTS WITHIN THE BOROUGH OF HASBROUCK HEIGHTS AND TO ESTABLISH A RENT BOARD, WHICH ORDINANCE IS TO BE COMMONLY KNOWN AS THE "2009 RENT LEVELING ORDINANCE" BEING ORDINANCE NO. 2206 ADOPTED ON APRIL 14, 2009, SO AS TO INCLUDE THE FAILURE OF THE LANDLORD TO NOTIFY NEW TENANTS OF THE OVERNIGHT PARKING PROHIBITION AS REQUIRED BY '219.9 OF BOROUGH CODE AS A BASIS UPON WHICH A TENANT MAY SEEK A DECREASE IN RENT"** 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 February 23, 2010.

On a motion by Councilwoman Link, seconded by Councilman Dingertopadre, and unanimously carried, the foregoing Ordinance on Introduction was approved.

ORDINANCE(S) ON PUBLIC HEARING:

ORDINANCE NO. 2223:

Mayor Heck asked for a motion open the public hearing on Ordinance No. 2223 which was made by Councilman Gonzalez, seconded by Councilwoman Link, and unanimously carried.

There being no one wishing to speak, Mayor Heck asked for a motion to close the public hearing on Ordinance No. 2223 which was made by Councilman DiPisa, seconded by Councilwoman Buckman and unanimously carried.

ORDINANCE(S) ON PUBLIC HEARING (cont'd):

ORDINANCE NO. 2223 (cont'd):

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE AMENDING AND SUPPLEMENTING §28-3 ENTITLED “HEAD OF DEPARTMENT” AND SUBSECTION B OF §28-7 ENTITLED “DUTIES OF FIRE CHIEF” OF CHAPTER 28 ENTITLED “FIRE DEPARTMENT” OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS SO AS TO EXPAND THE MEMBERSHIP OF THE FIRE COMMITTEE AND TO SPECIFY THE RELATIONSHIP OF THAT COMMITTEE TO THE FIRE CHIEF”** 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 Gonzalez, seconded by Councilman DiPisa, and unanimously carried, the foregoing Ordinance was adopted.

ORDINANCE NO. 2224:

Mayor Heck asked for a motion open the public hearing on Ordinance No. 2224 which was made by Councilman Gonzalez, seconded by Councilwoman Buckman, and unanimously carried.

Thomas Mason, 353 Harrison Avenue, was speaking as President of the First Monday Club who were comprised of 30 members who had held two picnics a year in Woodland Park for the past 30 years. As senior citizens the fee imposed for use of the park would be a hardship.

Borough Attorney Chandless said this ordinance would reduce the fee for smaller groups. He would look at the ordinance in respect to small informal gatherings. There would be an extension of the moratorium on issuance of permits whereby dates could be requested and applications completed at a later date. Councilwoman Buckman asked to define informal gatherings. Mayor Heck asked to move on the ordinances and introduce an amendment in the future if needed.

There being no one else wishing to speak, Mayor Heck asked for a motion to close the public hearing on Ordinance No. 2224 which was made by Councilman Gonzalez, seconded by Councilman DiPisa and unanimously carried.

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 194-2 ENTITLED “RESTRICTIONS; ISSUANCE OF PERMITS” CONTAINED IN ARTICLE I ENTITLED “WOODLAND PARK” OF CHAPTER 194 ENTITLED “PARKS AND RECREATION AREAS” SO AS TO PROVIDE IN SUBSECTION 194-2F THAT THE DEPOSIT TO BE MADE UPON APPLICATION FOR USE OF THE PARK BE FIXED AT THE AMOUNT SET FORTH**

ORDINANCE(S) ON PUBLIC HEARING (cont'd):

ORDINANCE NO. 2224 (cont'd):

IN CHAPTER 133 ENTITLED “FEES” OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS” 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 Councilwoman Buckman, seconded by Councilman DiPisa, and unanimously carried, the foregoing Ordinance on Public Hearing was adopted.

ORDINANCE NO. 2225:

Mayor Heck asked for a motion open the public hearing on Ordinance No. 2225 which was made by Councilman Gonzalez, seconded by Councilwoman Link, and unanimously carried.

There being no one wishing to speak, Mayor Heck asked for a motion to close the public hearing on Ordinance No. 2225 which was made by Councilman DiPisa, seconded by Councilwoman Buckman and unanimously carried.

BE IT RESOLVED that an Ordinance entitled: **“AN ORDINANCE TO SUPPLEMENT CHAPTER 133 ENTITLED “FEES,” OF THE CODE OF THE BOROUGH OF HASBROUCK HEIGHTS SO AS TO PROVIDE THEREIN A NEW SECTION 133.21 ENTITLED “FEES UNDER CHAPTER 194, ENTITLED PARKS AND RECREATION AREAS,” SO AS TO PROVIDE THEREIN THE DEPOSIT TO BE CHARGED UPON THE APPLICATION FOR THE ISSUANCE OF A PERMIT FOR THE USE OF WOODLAND PARK AS THE SAME IS SET FORTH IN SECTION 194-2 OF BOROUGH CODE”** 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 Gonzalez, seconded by Councilwoman Buckman, and unanimously carried, the foregoing Ordinance on Public Hearing was adopted.

Mayor Heck referring to the County League of Municipalities meeting she had attended in the morning, and that County Executive McNerney said they were accepting reservations for the use of Overpeck Park for teams and anyone wishing to use that park.

MISCELLANEOUS FROM PUBLIC:

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

John Goehrig, Lawrence Avenue, was concerned with snow removal on corner properties and who was responsible. He was told by DPW Supt. Spindler that there is an ordinance where the owner of the property is responsible for sidewalks, whether it be a corner or not, but that the DPW does cut corners back as a courtesy on Burton and Oak Grove Avenues, but it takes a few days to accomplish. Mr. Goehrig said he was not interested in the DPW doing this, but that the owner should take responsibility. Mayor Heck noted the Police Department and Property Maintenance Officer do give out tickets. Mr. Goehrig was also concerned with parking over driveways at night. Chief Colaneri said knowing that parking is limited, and allowances are made during nighttime hours. During the day the ordinance is enforced. Mr. Goehrig was concerned about pedestrians not crossing at corners and was told that a strong program for pedestrian safety was in the process of being put together.

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

WORK SESSION:

At 8:55 p.m., 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 Gonzalez, and unanimously carried, this motion was approved.

ADJOURN:

There being no further business to be conducted by the Mayor and Council, the meeting was adjourned at 10:27 p.m. on a motion by Councilwoman Link, seconded by Councilman Gonzalez and unanimously carried.

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 9, 2010.

Rose Marie Sees
Borough Clerk