

Township of South Hackensack
Bergen County, New Jersey
February 7, 2013 7:30 P.M.
Worksession Meeting
AGENDA

Frank Cagas, Mayor
Gary C. Brugger
Walter Eckel, Jr.
William Regan
Vincent Stefano

Donna L. Gambutti, Municipal Clerk
David V. Nasta, Esq., Municipal Attorney

Call of Meeting to Order~

This is a Worksession Meeting of the Township Committee of South Hackensack. The date, time and location of this meeting has been advertised in the official Newspapers of the Township, filed with the Township Clerk and posted on the bulletin board in the Municipal Building. All notice requirements of the Open Public Meetings Act for this meeting have been fulfilled.

Flag Salute~

Roll Call~

Correspondence & Reports~

- ❑ Lawrence Paladino- January 16, 2013- 24" Chain saw information
- ❑ Lawrence Paladino- January 28, 2013- Mechanic Request
- ❑ Chief Michael Frew- February 1, 2013- Approved Towing List for 2013
- ❑ Chief Michael Frew- February 1, 2013- Fire Zone Recommendations
- ❑ Crown Castle- January 28, 2013- T-Mobile Site #NJ05791D

Old Business~

- ❑ Shade Tree Ordinance- proposed changes
- ❑ Township E-mail & Back-up (Microsoft 365 Upgrade)
- ❑ Municipal Treasurer Position- Discussion
- ❑ COAH Housing Trust Fund- Planner Authorization (Kauker & Kauker)

New Business~

- ❑ Extension to Maintenance and Support Agreement with Livescan for South Hackensack Police Department. February 1, 2013-January 31, 2014.
- ❑ Discussion of Appointment of Salvatore Zito- Recreation Commissioner- 4 Year Term.
- ❑ Discussion of Appointment of Donna L. Gambutti as Fund Commissioner for 2013.

Ordinances~

Resolutions~

- ❑ Closed Executive Session
- ❑ Consent Agenda 2013-02

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

Consent Resolution 2013-02

WHEREAS, the Township Committee of the Township of South Hackensack, has reviewed the Consent Agenda consisting of various proposed resolutions; and

WHEREAS, the Township Committee of the Township of South Hackensack is not desirous of removing a resolution from the consent agenda,

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of South Hackensack that the following resolutions on the Consent Agenda are hereby approved and adopted:

Resolution No. 2013-063- Extend the employment of Loretta D'Ambrosio

Resolution No. 2013-064- Authorize the advertisement and solicitation of Bids for the lease of public lands commonly known as Block 33.02 Lot 12.04 – Huyler Street.

Resolution No. 2013-065- License Report for January 2013

Motion:

Second:

Roll Call Vote:

Date: February 7, 2013

RESOLUTION NO. 2013- 063 APPOINTING LORETTA D’AMBROSIO AS CLERK/TYPIST (Extension of Employment)

WHEREAS, their exists within the Township administration the need for general clerical services; and

WHEREAS, Loretta D’Ambrosio is familiar with the tasks and functions of the office and has indicated a willingness to provide general clerical services and assistance.

NOW THEREFORE BE IT RESOLVED, that Loretta D’Ambrosio be and is hereby appointed as a clerk/typist for the period effective February 1, 2013 and not to extend beyond March 1, 2013.

BE IT FURTHER RESOLVED, that she shall be considered a part time temporary employee, her hours shall be set by the Township Committee and she shall be compensated at the sum of \$20.00 per hour.

Consent Agenda Resolution No. 2013-02

Date: February 7, 2013

RESOLUTION NO. 2013- 064

AUTHORIZING THE ADVERTISEMENT AND SOLICATION OF BIDS FOR THE LEASE OF PUBLIC LANDS COMMONLY KNOWN AS BLOCK 33.02 LOT 12.04 – HUYLER STREET

WHEREAS, the Township currently owns and leases a portion of land owned by it commonly known and designated on the tax assessment map of the Township of South Hackensack as Block 33.02 Lot 12.04; and

WHEREAS, the Township leases said land to T-Mobile for the purposes of operating a cellular monopole and associated equipment ; and

WHEREAS, the aforementioned monopole provides sufficient space for the co-location of an additional user and the aforementioned lease permits said co-location; and

WHEREAS, the Township Committee has determined that it would be in the best interest of the Township to receive bids for the co-location of an additional user on the aforementioned monopole; and

WHEREAS, the Township wishes to ensure that sufficient land is available for a potential co-locator to install the necessary equipment associated with the co-location on the monopole and as a result has designated a portion of its lands (as set forth on

the attached sketch) and designated as Block 33.02 Lot 12.04 available for lease to accommodate said equipment.; and

WHEREAS, the Local Lands and Buildings Law N.J.S.A. 40A:12-1 et seq. requires that the Township prepare specifications and advertise for bids at least two times for the lease of said land; and

WHEREAS, the Township Committee has heretofore authorized the preparation of said specifications (which are attached hereto) and the advertisement as required by law

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the Township Clerk is hereby directed to advertise as required by law for the solicitation of bids for the lease of municipal lands commonly known as Block 33.02 Lot 12.04 and in accordance with specifications prepared and approved by the municipal attorney and that any and all acts in compliance with said legal requirements be and the same are hereby ratified.

ATTEST

Donna L. Gambutti, Township Clerk

Frank Cagas, Mayor

Consent Agenda Resolution No. 2013-02

Date: February 7, 2013

Resolution No. 2013 – 065 Licenses – January 2013

WHEREAS, the following have made applications and paid a fee for various licenses, and
WHEREAS, the Township Committee has no exception to the issuance of these licenses,
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following licenses by and are hereby approved unless noted and with conditions as noted.

GENERAL LICENSES

<u>Received</u>	<u>Business</u>	<u>License #</u>	<u>Fee</u>	<u>Type</u>
01/04/13	AT&T	4103	\$ 1,000	Communications
01/10/13	H&M	4104	25	Clothing Bin
01/31/13	Balouch Catering	4105	160	Mobile Vendor

TOTAL: \$ 1,185

FIRE PERMITS

<u>Received</u>	<u>Business</u>	<u>License #</u>	<u>Fee</u>
01/14/13	HQRW Corp	Type I-Torch	\$ 42
<u>TOTAL FIRE:</u>			<u>\$ 42</u>

GRAND TOTAL ALL LICENSES/PERMITS: \$ 1,227

Consent Agenda Resolution No. 2013-02
Date: February 7, 2013

Resolution Authorizing Executive Session- February 7, 2013

A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.

Whereas, the Township Committee of the Township of South Hackensack is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6*, et seq., and

Whereas, the *Open Public Meetings Act, N.J.S.A. 10:4-12*, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

Whereas, it is necessary for the Township Committee of the Township of South Hackensack to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

____(1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

____(2) *Matters Where the Release of Information Would Impair the Right to Receive Funds*: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

____(3) *Matters Involving Individual Privacy*: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

___(4) *Matters Relating to Collective Bargaining Agreements*: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

___(5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds*: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

___(6) *Matters Relating to Public Safety and Property*: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.

XX (7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

Tax Appeals- Alsan Realty Company, LP v TSH
Tax Appeals- Mt. Laurel, LLC v TSH
(378 Route 46- Block 1.02 Lot 1.02 & 330 Main Street- Block 1.04 Lot 1)

New Litigation- Montenegro, Kaiser & Riotto Vs TSH, Michael Frew & Steven Furbacher

XX (8) *Matters Relating to the Employment Relationship*: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

Chief Michael D. Frew
Lawrence Paladino, Jr
Thomas Yannetti
Joseph Marrella
Angelo Sortino

___(9) *Matters relating to the Potential Imposition of a Penalty*: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

Now, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack assembled in public session on this date, that an Executive Session closed to the public shall be held in the South Hackensack Township Municipal Complex, 227 Phillips Avenue, South Hackensack, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

*The foregoing resolution was duly adopted by the Township Committee of the Township of South Hackensack at a public meeting held on **February 7, 2013**.*