

Township of South Hackensack  
Bergen County, New Jersey  
October 10, 2013 7:30 P.M.  
***Regular Meeting***  
AGENDA

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

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

Call of Meeting to Order~

Flag Salute~

*This is a Regular 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.*

Roll Call~

Best Practices Worksheet Presentation~ CY 2013/2014- Christopher Eilert, CFO to report

Correspondence ~

- General Correspondence – September 2013
- Monthly Department Reports
- Joann DeGrosso, Lonnie Badell, October 2, 2013- Township Trees Removed with no replacements- Grove Street
- Boswell Enginnering, October 8, 2013- Franklin Street Improvements- 2013 CDBG 2013
- NJLM, September 12, 2013- Task Force Meeting Notice – Superbowl XLVIII
- Elliot Sachs, October 9, 2013- Response to Comments for Municipal Generator Assessment
- Hannelly-Merge Company, October 9, 2013- Fact Sheet for 50 Louis Court, major price reduction

- Lydia Heinzelman, October 10, 2013- Shade Tree Information to date

#### Old Business~

- Department of Public Works Proficiency and Evaluation- discussion of possible equipment purchase with recycling funds
- ADA Curb Ramp Improvements- bondable project
- CDBG 2014- Project Discussion- Application deadline December 6, 2013
- Vacancy in Municipal Court- Violation clerk position- Roll Call Vote to advertise
- Landscapers Permit- possible new ordinance
- Economic Development Study
- Quality of Life Park Committee- Mr. Stefano to report
- PEG Bandwidth- Right of Way Use Agreement
- Shade Tree Commission Vacancy

#### New Business~

- DPW Temporary Help
- Equipment purchase- Department of Public Works

#### Ordinances~

- **ORDINANCE NO. 2013-10** - *Introduction; First Reading- Public Hearing on November 14, 2013 – 7:30PM*

REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN, BY AND FOR THE TOWNSHIP OF SOUTH HACKENSACK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,010,000 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$1,010,000 OF BONDS OR NOTES TO FINANCE SUCH APPROPRIATION.

By:

2<sup>nd</sup>:

RC:

#### Resolutions~

- Closed Executive Session Resolution
- Consent Agenda Resolution 2013-10
- Resolution No. 2013-175- Resolution of the Township Committee of South Hackensack making application to the Local Finance Board Pursuant to NJSA 40A:2-55

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

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**Resolution Authorizing Executive Session- October 10, 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.

XX (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.

XX (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 require in order for the attorney to exercise his ethical duties as a lawyer.

Evans V. South Hackensack

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.

Capt. J. Terraccino

Capt. R. Kaiser

Lt. V. Riotto

Sgt. R. Licamara

Hiring of Police Chief –Procedure Discussion

(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 October 10, 2013*

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