

Township of South Hackensack
Bergen County, New Jersey
December 12, 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~

Correspondence & Reports

- ❑ General Correspondence – November 2013
- ❑ Monthly Department Reports
- ❑ Michael Ward, South Hackensack Ambulance Corps Chief, December 4, 2013- Use of Vehicle # 658
- ❑ Mary Terraccino, Tax Collector, December 5, 2013- Sundown Limited A/ Congello- Tax Credit
- ❑ David V. Nasta, Esquire, December 9, 2013- Co- Location- Huyler Street Cell Tower
- ❑ Ptl. Robert Chinchar- Memo to Captain Joseph Terraccino, December 9, 2013- Recommendation for alternate crossing guard- William Heinzelman, Jr.
- ❑ Richard Napolitano, December 11, 2013- 30 Calicooneck Road Sewer Line

Old Business~

- ❑ Department of Public Works Proficiency and Evaluation- Moonachie Update
- ❑ Recycling Agreement
- ❑ Patrolperson hiring
- ❑ Economic Development Study
- ❑ Quality of Life Park Committee
- ❑ Fire Alarm System for Municipal Hall
- ❑ Mobile Vender proposed new ordinance

New Business~

- ❑ Tax Credit for Sundown Limited- 57 Leuning Street
- ❑ 2014 Web Hosting and Content Maintenance Agreement (no price increase for 2014)
- ❑ Construction Code & Sub-Code Official open position- Personnel Committee Update-

Ordinances~

- ❑ **ORDINANCE NO. 2013-10 - Second Reading- Public Hearing & Adoption-**

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:

2nd:

RC:

- ❑ **ORDINANCE NO. 2013-11 - Second Reading- Public Hearing & Adoption-**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE TOWNSHIP OF SOUTH HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$164,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

By:

2nd:

RC:

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda 2013-12
- Resolution No. 2013-189- Tax Credit for Sundown Limited- 57 Leuning Street
- Resolution No. 2013-195- Emergency Appropriation for Insurance Settlements
- Resolution No. 2013-196- Emergency Appropriation for Sewer Charges

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

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Resolution Authorizing Executive Session- December 12, 2013
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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.

PBA Negotiations Update
DPW Personnel

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

Evans V. South Hackensack
Tax Appeal Appraisal Fees for Naturex

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.

Barbara Hegner
Melissa Hegner

Personnel Policies

 (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 December 12, 2013

Consent Resolution 2013-12

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. 2013-188 -Payment of Bills – December 2013- \$ \$908,167.56

Resolution No. 2013-190- Tax Appeal Interest Refund

Resolution No. 2013-191- Approve Minutes

Resolution No. 2013-192- November 2013 License Report

Resolution No. 2013-193- Authorize Mayor and Clerk to enter into a lease New York SMSA Limited Partnership D/B/A Verizon Wireless

Resolution No. 2013- 194- Tax Appeal- Philbern LLC vs. Township Of South Hackensack- 57 Romanelli Avenue

Resolution No. 2013-197- Appoint Part Time Violations Clerk

Motion:

Second:

Roll Call Vote:

Date: December 12, 2013

Resolution No. 2013-188 – Payment of Bills – December 2013 - \$908,167.56