

Township of South Hackensack
Bergen County, New Jersey
June 6, 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~

Flag Salute~

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.

Roll Call~

Correspondence ~

- Boswell McClave Engineering, April 29, 2013- Assessment of Existing Emergency Generator at South Hackensack Municipal Complex
- Boswell McClave Engineering, April 29, 2013- Assessment of Emergency Power Requirements at South Hackensack Firehouse
- Boswell McClave Engineering, April 29, 2013- of Emergency Power Requirements at South Hackensack Department of Public Works Building
- Chief Michael D. Frew, May 29, 2013- Request for Full-Time Dispatcher
- Lydia Heinzelman, June 4, 2013- Shade Tree Escrow
- State of New Jersey, May 31, 2013- Council on Affordable Housing
- Michael Klejemont, May 17, 2013- letter of resignation as recreation aide (04/01/2013)

- ❑ Boswell McClave Engineering, May 23, 2013- Preliminary structural evaluation for a proposed second floor addition to the Garfield Park Sewage Pump Station as part of the Conde International project
- ❑ Larry Paladino, June 4, 2013, June 4, 2013- Garfield Park Pump Station Addition
- ❑ Senator Paul A. Sarlo, May 10, 2013- Clean Communities Grant 2013
- ❑ Memorial School, May 31, 2013- Thank you letter from the Class of 2013
- ❑ Richard Czarnecki, May 23, 2013- Sidewalk Hazard
- ❑ Larry Paladino, May 31, 2013- Outdated fire alarm system for Municipal Complex
- ❑ Larry Paladino, June 4, 2013- Dyer Avenue Fence replacement
- ❑ Larry Paladino, June 4, 2013- Hazardous catch basin situation
- ❑ State of New Jersey, DOT, May 17, 2013- Wesley Street

Old Business~

- ❑ Hiring of accounts payable clerk, payroll clerk and assistant to the CFO- Full or Part-time position-Discussion-vote to advertise
- ❑ Municipal Generator (Town Hall)
- ❑ CSI Technology Group- INFO Share system for Police Department- State of New Jersey contract pricing.
- ❑ DPW Summer help 2013- recommendation by Larry Paladino
- ❑ COAH Expenditures- Kauker & Kauker- Memo from Lydia Heinzelman

New Business~

- ❑ BCUA Solid Waste Service Agreement- June 1, 2013- May 31, 2016
- ❑ Business sponsored planters
- ❑ Liquor License renewal for 2013-2014

Ordinances~ Second Reading, Public Hearing and Adoption of:

- ❑ **Ordinance No. 2013-05**
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14).

Resolutions~

- Closed Executive Session Resolution

2013 Municipal Budget

- Resolution No. 2013-106 Amending the 2013 Budget
- Resolution No. 2013-107 Authorize Self-Examination of 2013 Municipal Budget
- Resolution No. 2013-108 Adopt 2013 Approved Municipal Budget

- Resolution No. 2013-109 Authorize Acceptance and Execution of Police Chief Michael Frew's Retirement Agreement
- Resolution No. 2013-110 Authorize Bond Anticipation Note \$1,195,250
- Resolution No. 2013-111 Authorize Payment to Galaxy for Emergency Disposal of Solid Waste
- Resolution No. 2013-112 Authorize Solid Waste Agreement with the BCUA

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

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Resolution Authorizing Executive Session- June 6, 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.

Police PBA Negotiations

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

Litigation- Montenegro, Kaiser & Riotto V. TSH,

Evans V. South Hackensack

Anticipated Litigation-COAH

Tax Appeal- A & E Realty vs. TSH- 262-268 Green Street; Block 52, Lot 2.04

____(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.

(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 June 6, 2013.

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