

Township of South Hackensack  
Bergen County, New Jersey  
September 11, 2014 7:00PM  
***Regular Meeting***  
AGENDA

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

Moment of Silence~

Correspondence~

- ❑ General Correspondence & Reports- On file in the Municipal Clerks Office
- ❑ Frank Rossi, LSRP for Boswell Engineering, September 5, 2014- NJDEP Site Investigation Report for 77 Franklin Street ( DPW Building)
- ❑ NJ Transit, September 5, 2014- Proposed Bus Stop-Central Blvd at Empire Blvd
- ❑ Lydia Heinzelman, Planning Board Secretary- Master Plan Reexamination for 2015
- ❑ Little Ferry/South Hackensack Soccer League, September 8, 2014- Fall Opening Ceremonies
- ❑ George Stafford, September 9, 2014- New Jersey Highlands Coalition Request

Old Business~

- Part-time custodian for Municipal Complex
- Violations Clerk- Appoint Catherine F. Matuscsak
- CDBG 2015

New Business~

- NJDEP Site Investigation Report for 77 Franklin Street ( DPW Building)
- Master Plan Reexamination in 2015
- Proposed Bus Stop on Central Blvd at Empire Blvd

Ordinances~ Introduction

Ordinances~ Adoption

- **ORDINANCE NO. 2014-06- *Second Reading, - Public Hearing –Adoption***  
**AN ORDINANCE TO FIX THE SALARIES, RETAINERS,**  
**AND CONTRACTUAL SERVICE CHARGES OF CERTAIN**  
**OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF SOUTH**  
**HACKENSACK FOR 2014**

By:

2<sup>nd</sup>;

RC:

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda 2014-09

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

.....

**Resolution Authorizing Executive Session- September 11, 2014**

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.

(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.

*Frew v South Hackensack*

(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 September 11, 2014.*

**Consent Resolution 2014-09**

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. 2014-152- Chapter 159, \$5,000 Drive Sober or Get Pulled Over
- Resolution No. 2014-153- Payment of Bills –September 2014
- Resolution No. 2014-154- August 2014 License Report
- Resolution No. 2014-155- Approval of Minutes
- Resolution No. 2014-156- BMED Renewal
- Resolution No. 2014-157- Authorizing Additional Sick Time for Lydia Heinzelman
- Resolution No. 2014-158- Approve Boswell Fire Detection System Design
- Resolution No. 2014-159- Approve Boswell Sewer Pump Stations Designs
- Resolution No. 2014-160- Reject Monopole Bids
- Resolution No. 2014-161- Appoint Alternate Crossing Guard
- Resolution No. 2014-162- Approve Tax Appeal- PSE&G 24 Garfield Place
- Resolution No. 2014-163- Approve Tax Appeal- 170 Wesley Street

Motion:  
Second:  
September 11, 2014

Approved:

Attest:

\_\_\_\_\_  
Bill Regan, Mayor

\_\_\_\_\_  
Donna L. Gambutti, Municipal Clerk

\*\*\*\*\*

<p><b><u>RESOLUTION NO. 2014-152</u></b></p> <p><b><u>Drive Sober or Get Pulled Over</u></b></p>
--

<p><b><u>WHEREAS</u></b>, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and</p> <p><b><u>WHEREAS</u></b>, said Director may also approve the insertion of an item of appropriation for an</p>
--