

Township of South Hackensack

Bergen County, New Jersey

December 10, 2015 7:00PM

Regular Meeting

AGENDA

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

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

Call of Meeting to Order~

Flag Salute By~ Girl Scout Troop # 95955

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~

Special Presentation To Girl Scout Troop # 95955- Community Service Patch

*Gabriella Maceri
Valentina Mendoza
Natalie Solis
Ava Stefano
Mikayla Vigilanti
Sydney Watson
Alexia Scarpinato
Sophia Madrid
Nahdia Robertson
Isabella Stefano
Michelina Stefano
Paige Barton-Hadley
Penelope Madrid*

Correspondence~

- General Correspondence and Reports for November 2015
- Daniel Riley, 1rst Lt/Secretary to the Fire Board, December 8, 2015- Fire Department Officers for 2016
- Elliot Sachs, Boswell Engineering, December 7, 2015- Revision to Senior Center CBBG Renovations dated November 18, 2015

Old Business

- CDBG 2015 Senior Center Improvements
- Curb Cut- 3 Romanelli Avenue

New Business~

- Donation of retired Fire Department Apparatus to Wakefield Vermont Fire Department

- Ordinances~ Introduction-N/A

Ordinances~ Adoption

- ORDINANCE NO. 2015-06- Second Reading, - Public Hearing –Adoption

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 205 OF THE
CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED “VEHICLES
AND TRAFFIC”**

By:

2nd:

RC:

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda Resolution 2015-12
- 2015-175- Authorizing the Transfer of 2015 Budget Appropriations-Roll Call Vote

By:

2nd:

RC:

Committee Reports~

Public Comments~

Adjournment~

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Resolution Authorizing Executive Session December 10, 2015

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

The North Jersey Vineyard Church V. Township Of South Hackensack/Planning Board

**Saddle River Avenue Associates V. TSH
247 Huyler, LLC V. TSH
70 Worth St. Vs TSH**

(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 December 10, 2015

Consent Resolution 2015-12

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 t he 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. 2015-176 - Payment of Bills List- December 2015

Resolution No. 2015-177 – License Report for November 2015

Resolution No. 2015-178 – Approval of Township Minutes

Resolution No. 2015-179- Appoint Fire Department Member Jared Powers
Resolution No. 2015-180- Cancellation of Emergency Appropriation – Sewer Repair
Resolution No. 2015-181- Accepting Donation of Firefighter Foam from FDNY
Resolution No. 2015-182- Authorizing reimbursement of Lodging Expenses for the Annual NJL M for Qualified Personnel
Resolution No. 2015-183- Approve submission of Grant LAIF-2016 to NJDOT
Resolution No. 2015-184– Tax Appeal- 247 Huyler Street V TSH
Resolution No. 2015-185–Tax Appeal- 70 Worth Street V TSH
Resolution No. 2015-186– Tax Appeal- Saddle River Associates V TSH

Motion:
Second:
December 10, 2015

ATTEST:

Donna L. Gambutti, Township Clerk

APPROVED:

Walter Eckel, Mayor

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TOWNSHIP OF SOUTH HACKENSACK

BERGEN COUNTY, NEW JERSEY

RESOLUTION NO. 2015-175

Authorizing the Transfer of 2015 Budget Appropriations

WHEREAS, N.J.S. 40A:4-58 provides that should it become necessary, during the last two months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Township Committee may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof) transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following transfers in the 2015 Budget Appropriations are authorized: