

Township of South Hackensack

Bergen County, New Jersey

March 12, 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~

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~

- General Correspondence & Reports- On file in the Municipal Clerks Office
- Brigette Bogart, Municipal Planner, January 16, 2015- Assistance to Firefighters Grant Program (AFG)
- Gregg A. Padovano, February 9, 2015- Letter of Gratitude to Township Committee
- KJ ATM Solutions, Correspondence to Diane Brando, CCA, February 11, 2015- Proposal for ATM Machine
- Bergen County Utilities Authority, February 23, 2015- BCUA Wastewater Management Capacity Assurance Plan

- ❑ County of Bergen, Dept of Human Services, February 24, 2015- Meals on Wheels invitation request
- ❑ Dan Riley, 1rst Lt/Secretary to Fire Board SHFD, March 6, 2015- Additional Member for clothing allowance 2014
- ❑ Chief Leo Rossi, Previous Chief of SH Fire Department, March 9, 2015- 2014 Clothing Allowance
- ❑ Dan Riley, 1rst Lt/Secretary to Fire Board SHFD, March 6, 2015- Second Request for use of Ambulance Vehicle #658
- ❑ Frank Capolupo, March 9, 2015- Letter of Resignation from South Hackensack Fire Department
- ❑ Giorgio A. Sortino, March 10, 2015- Letter of interest in The Shade Tree Commission

Old Business~

- ❑ Shared IT services with Memorial School
- ❑ Ambulance Vehicle # 658- Fire Dept Request
- ❑ Set Bid Date for DPW Hook/Salter Truck- *under review by Mary Ellen Lyons CPWM*

New Business~

- ❑ Wastewater & Stormwater License Operator
- ❑ OEM Coordinator
- ❑ Safety Coordinator
- ❑ CPR/AED Training for Municipal Employees
- ❑ ATM for Municipal Complex- *forwarded to Risk Manager for Review*
- ❑ Review of proposed ordinance for Wastewater Management Capacity Assurance Plan
- ❑ Fire Truck Safety- Tuve Lane
- ❑ Shade Tree Commission Vacancy

Ordinances~

- ❑ **ORDINANCE NO. 2015-01** *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 2015-03
- Resolution No. 2015-074 Authorizing the Transfer of 2014 Budget Appropriation Reserves- **ROLL CALL VOTE**

- 2015-075- RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF SOUTH HACKENSACK, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE TOWNSHIP OF SOUTH HACKENSACK AND AUTHORIZING THE MAYOR, TOWNSHIP CLERK, CHIEF FINANCIAL OFFICER AND OTHER TOWNSHIP OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$3,380,000 BOND ANTICIPATION NOTE, DATED FEBRUARY 27, 2015 AND PAYABLE FEBRUARY 26, 2016, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED
ROLL CALL VOTE

Committee Reports~

Public Comments~

Adjournment~

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Resolution Authorizing Executive Session March 12, 2015
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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.

____(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.

**Vineyard Church of New Jersey v Township of South Hackensack
Piazza-Erigat v Township of 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 March 12, 2015.

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Consent Resolution 2015-03

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. 2015-069-Payment of Bills March 2015
- Resolution No. 2015-070-February 2015 License Report
- Resolution No. 2015-071-Appoint Michael Jannucci to SHFD
- Resolution No. 2015-072- Approve 2014 LOSAP Payment
- Resolution No. 2015-073- Authorize Atlantic Coast Fibers Contract

Motion:
 Second:
 March 12, 2015

ATTEST:

APPROVED:

 Donna L. Gambutti, Township Clerk

 Walter Eckel, Mayor



Resolution No. 2015-069 – Payment of Bills – March 2015 - \$7,210,404.71

WHEREAS there has been presented to the Mayor and Council of the Township of South Hackensack, the attached list of invoices requesting payment of the work, labor, services and materials supplied to the Township and;

WHEREAS said list and certification specify the exact line item in the Budget or Ordinance to be charged therewith;

NOW THEREFORE BE IT RESOLVED that payment of said invoices is hereby approved and authorized and the Chief Financial Officer is hereby approved and directed to draw warrants in payment thereof, same to be signed by the proper officials of the Township who are hereby authorized to sign same, and;

BE IT RESOLVED that certification of the Chief Financial Officer of the availability of funds therefore shall be attached to the original copy of the Resolution and both ;are kept in the files of the Municipal Clerk.

Consent Agenda Resolution No. 2015-03
 Date: March 12, 2015

ATTEST:

APPROVED:

 Donna L. Gambutti, Township Clerk

 William Regan, Mayor

The undersigned, being the Chief Financial Officer for the Township of South Hackensack, County of Bergen, New Jersey, and the person charged with the responsibility of maintaining financial records of said Township in accordance with N.J.S.A. 40:4-578 and the rules of the