

Township of South Hackensack  
Bergen County, New Jersey  
May 7, 2015 7:00PM  
*Worksession Meeting*  
MINUTES

Walter Eckel, Mayor.....*Present*  
Gary C. Brugger.....*Present*  
Frank Cagas .....*Not Present*  
William Regan.....*Present*  
Vincent Stefano..... *Present*

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

*Call of Meeting to Order*

*Mayor Eckel called the Worksession Meeting to order at 7:05 p.m. The Clerk advised that 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. Mayor Eckel led the flag salute. The Municipal Clerk called the roll. Frank Cagas is not present.*

*Closed Session*

On a motion made by Gary Brugger and seconded by Walter Eckel all were in favor of entering into closed executive session at 7:10 PM. Minutes of closed session were recorded and will be made available to the public when authorized by the governing body and permitted by law.

On a motion made by Walter Eckel and seconded by Gary Brugger all were in favor to returning to open session at 7:35PM.

Special Presentations~

### Annual Report by Frank Covelli, Risk Manager-

Frank Covelli is present to review his annual report to the Township Committee. He reports that there are several changes to the Environmental Liability Policy (EJIF). This includes on site clean up costs etc. He reports that there are 23 towns in the South Bergen Joint Insurance Fund with 11 charter members. He reports on the synopsis of our township coverage including coverage for communication equipment and coverage for valuable papers. Frank Covelli reports our flood coverage and reminds us of Hurricane Sandy and our policy for physical damage for our mobile fleet.

### Correspondence~

- ❑ Leo Rossi, Fire Chief 2014/Daniel Riley, 2<sup>nd</sup> Lt./Secretary to Fire Board 2014, April 15, 2015- Clothing Allowance for 2014- Gary Brugger & Bill Regan approve this list and explain that everything has been double checked with the Fire Department. All members are in favor of approving the 2014 clothing allowance.
- ❑ United Water Company, April 20, 2015- Installation of Water Main- On a motion made by Gary Brugger and seconded by Bill Regan; all members were in favor of accepting this correspondence and moving it to new business.
- ❑ Mary Ellen Lyon, DPW Superintendent, April 27, 2015- Reimbursement for DPW Services- Proposed Ordinance Example- On a motion made by Walter Eckel and seconded by Gary Brugger all members were in favor of accepting this correspondence and moving it to new business. Gary Brugger explains that this would have to be in a form of an ordinance; if the committee is interested in moving forward with this matter.
- ❑ Ray De Riso, Secretary South Hackensack Relief Association, April 30, 2015- Active Fireman's Relief Report for 2014- On a motion made by Gary Brugger and seconded by Bill Regan; all members were in favor of accepting this correspondence.
- ❑ Mary Terraccino, Tax Collector, May 5, 2015- Request to attend Tax Collectors Convention- On a motion made by Gary Brugger and seconded by Walter Eckel; all members were in favor of accepting this correspondence and moving it to new business.

### Old Business~

- ❑ Student Government Day- May 20, 2015- Mayor Eckel reminds everyone to arrive at 8:30AM sharp.

### New Business~

- ❑ Possible Installation of Water Main- 375 Huyler Street- **refer to Planning Board for Review**-Walter Eckel & Gary Brugger agree to refer this matter to the planning board for review.

- ❑ Proposed Ordinance information for DPW Services/Municipal Lien- *All members are in favor of referring this proposed ordinance to the Township Attorney for his review.*
- ❑ Memorial School Fundraiser – Car Wash at Township Hall on June 6, 2015 – Bill Regan *explain this fund raiser and how it was a big success last year since they moved it to the Town Hall Parking. All members are in favor of granting this request.*
- ❑ Tax Collectors Convention Request- *On a motion made by Gary Brugger and seconded by Walter Eckel; all members were in favor of approving this request.*

## Ordinances~ N/A

## Resolutions~

- ❑ Closed Executive Session Resolution- *On a motion made by Gary Brugger and seconded by Walter Eckel; all members were in favor.*

## Committee Reports~

Vincent Stefano- Reports that he had a meeting with the Township Clerk & The Municipal Planner regarding the park project. He wants the public to attend the open forum at the school so we may get as much impute as possible on the new park design. He reports that he met with the DPW Superintendent, Mary Ellen Lyons as well regarding the park up keep .

Gary Brugger- reports on the new members of the fire department as right now we have 2 members in Fire Fighting I and 4 members in Fire Fighting II. He comments that a meeting needs to be set up regarding the Wesley Street Grant and how we now have to try to obtain a traffic light some -how with this grant or another. All members are in favor to establish a subcommittee if needed for the Traffic Light (possible) at Green & Wesley Street- Vinnie Stefano, Mary Ellen Lyons and Gary Brugger.

Bill Regan- Is very proud to announce that the joint purchase of the sewer jet with Moonachie has been delivered today. He has been speaking with Mary Ellen about possibly leasing the cat that was rented over the winter.

Walter Eckel- reports that on April 21 he attended a memorial service for a teacher that had passed away from Cancer. He also comments that today the municipal generator was delivered and he apologize for the size and he is the Mayor and he takes the blame.

## Public Comments~

Ray DeRiso, Zoning Officer- He asks the committee why 375 Huyler Street needs more water? He also asks why the CAT Loader did not get a new engine as previously discussed. Bill Regan explains the engine is not worth fixing as it is shot.

Anna Tevere, Phillips Avenue- is very upset that the generator is so big and no one informed her as our neighbor . She states that if the township was planning this for 2 and a half years; she deserved to be notified. She does not believe she should have to attend meetings or read agendas. This would have been the kind thing to do. She tells the committee that they have to move this generator somewhere else. She states that she cannot accept this and it has to be moved. She spoke to other council members and a few of them said it may be possible to relocate it. Mayor Eckel states to her that he does not believe it can be moved at this time .

Frank Collinelli- Maple Street- explains that he is close to the generator too and his property value just dropped and he would like a tax break. Gary Brugger suggests to him to speak to our Tax Assessor. Mr. Collonnelli requests that if they can't move the generator then he would like some shrubs or trees planted to block the view. He also asks the status of his cracked sidewalk?

Butchie Walsh, Phillips Avenue- he is here to speak on behalf of his mother in law.... this generator is far too big to be hidden by bushes. Please call PSE&G and see if this thing can be moved to the DPW or the Fire Department parking lot. This is very upsetting to my family and we cannot believe what a ugly spot it is located in.

Dolly Montenegro, 57 Phillips Avenue- announces that this is her last meeting and she is resigning from economic development . She has taken enough insults ( she refers to her conversation last time with Gary Brugger). She explains why couldn't you afford \$25,000 to pay PSE&G so the generator would not be so big?? She also comments that she was not insulting Mary Ellen because she is a woman. Dolly asks Mayor Eckel why he did not send Senator Sarlo a thank you letter for his participation in the tax sharing relief to South Hackensack ( Meadowlands). He has done a lot of good things for this town and she would even vote for him. She comments on the park design... why would you spend money on a park that our kids do not use? When we need new roads, sewers and catch basins?? She comments that she may have a dead tree by her property. Bill Regan said it will be removed if is dead, no problem.

Bill Panagia, Williams Avenue- asks about the ambulance corps status? David Nasta, Township Attorney explains that right now there are two groups interested in serving the township and everything is under consideration.

*On a motion made by Gary Brugger and seconded by Walter Eckel; all were in favor of adjourning the meeting at 9:02PM.*

*Respectfully submitted to The Township Committee by Donna L. Gambutti, Municipal Clerk, Township of South Hackensack.*

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*Donna L. Gambutti*

## Resolution Authorizing Executive Session May 7, 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.

~~XX~~ (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 v TSH  
Tax Appeal- Fedex v TSH**

**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.

**Ashley Morrone  
Thomas Yannetti**

\_\_\_(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 May 7, 2015.*

