

Township of South Hackensack
Bergen County, New Jersey
May 10, 2007 7:30 P.M.
Regular Meeting
AGENDA

Gary C. Brugger, Mayor
Walter Eckel, Jr., Deputy Mayor
James Anzevino
Gene Roman
Rosina Romano

David V. Nasta, Esq., Municipal Attorney
Linda LoPiccolo, Municipal Clerk

Call of Meeting to Order, Flag Salute, Roll Call
Correspondence & Reports

- May 10, 2007 - Rosemarie Giotis, CFO – Supplemental Debt Statement
- May 8, 2007 – Mary & Michael Aletta – Application sidewalk, curb, repair
- May 9, 2007 – Mt. Zion Church – 25 E Wesley St. – Application sidewalk repair
- General Correspondence – April 2007
- Department Reports – April 2007

Old Business
New Business

Public Hearing – 2007 Approved Municipal Budget
Resolution No. 2007-114 Read Budget by Title Only

Ordinances

Second Reading, Public Hearing and Adoption

ORDINANCE 2007-03

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
CALENDAR YEAR 2007 (N.J.S.A. 40A: 4-45.14)**

Second Reading, Public Hearing and Adoption

ORDINANCE NO. 2007-04

**AN ORDINANCE TO FIX THE SALARIES, RETAINERS, AND
CONTRACTUAL SERVICE CHARGES OF CERTAIN OFFICERS
AND EMPLOYEES OF THE TOWNSHIP OF SOUTH
HACKENSACK FOR 2007**

Second Reading, Public Hearing and Adoption

ORDINANCE NO. 2007-05

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 167 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "PROPERTY MAINTENANCE" TO REGULATE THE INSTALLATION AND MAINTENANCE OF SUMP PUMPS AND TO CONTROL GROUND WATER DISCHARGES FROM THE SAME

Introduction of

ORDINANCE 2007-06

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:4-53 AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE SUM OF \$15,000 TO ENGAGE THE PROFESSIONAL SERVICES OF A LICENSED MUNICIPAL PLANNER TO PROVIDE FOR THE PERIODIC REEXAMINATION OF THE MASTER PLAN AS REQUIRED BY THE LAND USE LAW AND TO PROVIDE FOR THE FINANCING OF THE SAME FROM SURPLUS FUNDS AVAILABLE PURSUANT TO N.J.S.A.40A:4-55C

Introduction of

ORDINANCE 2007-07

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF VREELAND AVENUE BY AND FOR THE TOWNSHIP OF SOUTH HACKENSACK, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$329,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE A STATE GRANT AND A CONTRIBUTION FROM THE CITY OF HACKENSACK, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Introduction of

ORDINANCE NO. 2007-08

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 208 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "ZONING" SO AS TO PROHIBIT THE USE OF ANY PROPERTY WITHIN THE "C" ZONE AS AND FOR A CONSTRUCTION YARD

Resolutions

- Consent Agenda Resolution No. 2007-05
- Resolution No. 2007-107 Certifying a Reduction in the 2007 Appropriation for Municipal School Taxes in the Amount of \$ 45,000

Committee Reports

Public Comments

Closed Session

Adjournment

Consent Agenda Resolution No. 2007-05
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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/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:

- 2007-101 Resolution No. 2007-101 Licenses –May 2007
- 2007-102 Dedication by Rider – Parking Offenses Adjudication Act (PL 1989, c.137)
- 2007-103 Redemption of Tax Sale Certificate No. 06-01 25 Grove St.
- 2007-104 Urging the New Jersey Sports and Exposition Authority to Continue the Operation of the Continental Airlines Arena
- 2007-105 Authorizing The Mayor And Township Clerk To Execute An Access And Maintenance Easement With Jerry L. D’Amico Relative To Property Known On The Tax Assessment Map As Block 13.06 Lot 12 And More Commonly Known As 13 Park Street, South Hackensack, New Jersey
- 2007-106 Approved Minutes – April 12, May 3
- 2007-108 Endorsing Application to NJHMFA
- 2007-109 Authorizing Lease Agreement Senior Housing
- 2007-110 Bills \$1,256,368.01
- ~~2007-111 Capital Budget Amendment~~
- 2007-112 Municipal Budget Amendment
- 2007-113 Adoption of Approved Municipal Budget

Offered:

Second:

Roll Call Vote:

Date: May 10, 2007

Resolution No. 2007-101 Licenses –May 2007

WHEREAS, The following have made applications and paid a fee for various licenses, and

WHEREAS, the Township Committee has no exception to the issuance of these licenses,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following licenses by and are hereby approved unless noted and with conditions as noted.

General Licenses:

Received	Business Name	License No.	Fee
04/11/07	Players Sports & Entertainment	3571	\$240.00
04/11/07	Deltas Auto Sales Inc.	3572	\$360.00
04/11/07	Airport Motel	3573	\$125.00
04/11/07	ABC Home Furnishing Inc.	3574	\$100.00
04/12/07	Genty's Auto Sales	3575	\$360.00
04/16/07	Marcone All Appliance Parts Center	3576	\$100.00
04/17/07	Danatoni's Deli/Grill	3577	\$125.00
04/17/07	Pompei Little Market	3578	\$120.00
05/01/07	K & R Catering	3579	\$160.00
04/19/07	Pleasure Lounge	3579	\$125.00
04/20/07	Lace	3580	\$125.00
04/23/07	Fabric Bee	3581	\$100.00
04/24/07	Vehicle Makeover Centers Inc.	3582	\$175.00
04/25/07	A & A Catering	3583	\$160.00
04/25/07	Teggiano Restaurant	3584	\$125.00
04/25/07	Pleasure Lounge	3585	\$360.00
04/26/07	Wendy's (Wenco L.L.C.)	3586	\$125.00
04/26/07	Saddle Towing & Repair	3587	\$175.00
04/30/07	Dan-Jo Catering	3588	\$160.00
05/01/07	A. Pegasus Limousine Service	3590	\$50.00
05/01/07	U.S. Fuel Corp.	3591	\$170.00
05/03/07	Naturex	3592	\$75.00
05/03/07	Hot Dog King	3593	\$160.00
05/04/07	Plaza 46	3594	\$175.00

Fire Licenses:

Date Received	Business Name	License No.	Fee
04/12/07	APS & Sons	2260	705.00
05/03/07	Expert Pallet	2261	166.00

Consent Agenda Resolution No. 2007-05

Date: May 10, 2007

Resolution No. 2007-102 Requesting Approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Parking Offenses Adjudication Act (PL1989, c.137)

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, (PL1989, c.137) allows municipalities to receive amounts for costs incurred for Parking Offenses Adjudication Act, and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey as follows:

1. The Township Committee hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Parking Offenses Adjudication Act as per N.J.S.A. 40A:4-39.
2. The municipal clerk of the Township of South Hackensack is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Consent Agenda Resolution No. 2007-05

Date: May 10, 2007

Resolution No. 2007- 103 Redemption of Tax Sale Certificate No. 06-01 25 Grove St.

WHEREAS, Fierro, Fierro & Izzard, attorney for the purchaser of 25 Grove Street, known as Block 2.01, Lot 12.02 has provided the moneys for redemption of Tax Sale Certificate No 06-01,

WHEREAS, the lienholder, U.S. Bank, M.D. Sass has agreed to this amount,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack, County of Bergen that the redemption moneys of \$18,432.13 be paid to U.S. Bank, M.D. Sass, 2 Liberty Place--TLSG, 50 South 16th Street, Suite 1950 Philadelphia, PA 19102

Consent Agenda Resolution No. 2007-05

Date: May 10, 2007

Resolution No. 2007-104 Urging the New Jersey Sports and Exposition Authority to Continue the Operation of the Continental Airlines Arena
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WHEREAS the Township Committee of the Township of South Hackensack recognizes that a dispute exists between the development of an arena in the City of Newark, which will be the new home for the Devils, and the continued existence of the Continental Arena in the Borough of Easter Rutherford; and

WHEREAS the Continental Arena in the Borough of East Rutherford has been in existence for twenty-five (25) years, and provides an important entertainment and sports venue to Bergen County and to the State of New Jersey; and

WHEREAS, the arena employs a significant number of full-time and part-time workers and other unique economic opportunities for the residents of Bergen County; and

WHEREAS the Nets, Devils and MetroStars plan to depart for new facilities in the next few years, the Continental Arena can be utilized as an entertainment venue for family shows, concerts and other attractions, without which Bergen County would be left without a viable entertainment venue; and

WHEREAS Continental Arena has competed effectively against Madison Square Garden which is only a few miles away, and the demand exists in the New Jersey/New York market to result in a continued need for a venue like the Continental Airlines Arena; and

WHEREAS the Governor for the State of New Jersey has yet to determine whether two arenas are necessary within close proximity to each other;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey:

1. Urging the New Jersey Sports and Exposition Authority to continue the operation of the Continental Airlines Arena as a facility for sports and entertainment events, regardless of any competing construction, plans, or agreements on the part of any public or private entities.
2. Urging Governor Corzine, in his review of the Meadowlands Sports Complex to fully support keeping the arena open.

3. That a copy of this Resolution be forwarded to Governor Corzine, members of the New Jersey Sports and Exposition Authority, members of the State Legislature of Bergen County and Bergen County municipalities.

Consent Agenda Resolution No. 2007-05

Date: May 10, 2007

Resolution No. 2007-105 Authorizing The Mayor And Township Clerk To Execute An Access And Maintenance Easement With Jerry L. D'Amico Relative To Property Known On The Tax Assessment Map As Block 13.06 Lot 12 And More Commonly Known As 13 Park Street, South Hackensack, New Jersey
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WHEREAS, Jerry L. D'Amico is the owner of certain real and improved property commonly known as 13 Park Street, South Hackensack, New Jersey; and

WHEREAS, said property adjoins and abuts certain real property owned by the Township of South Hackensack and is commonly known as Veterans Park; and

WHEREAS, by letter dated March 28, 2007 from Jerry L. D'Amico to the Township of South Hackensack he advised that he was seeking to erect a fence along the boundary line between his property and the aforementioned property owned by the Township; and

WHEREAS, a survey of the D'Amico property reveals that the placement of a fence along his property line would create a dangerous gap between his fence and a fence currently erected within the boundary lines of the Township property; and

WHEREAS, the Township Committee deems it in best interest of the public health, safety and welfare to permit Jerry L. D'Amico to erect his fence so as to abut the Township fence; and

WHEREAS, the placement of said fence in such a manner would encroach upon Township lands

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the mayor and township clerk are hereby authorized to enter into an access and maintenance easement with Jerry L. D'Amico and any other owner of record of 13 Park Street, South Hackensack, in a form acceptable to the township attorney so as to permit the erection of a fence directly abutting the present township fence and permitting encroachment thereby.

Consent Agenda Resolution No. 2007-05

Date: May 10, 2007

Resolution No. 2007-106 Approve Minutes
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BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that the following minutes be and are hereby approved as submitted.

April 12, 2007 – Regular Meeting
May 3, 2007 – Worksession

Consent Resolution No. 2007-05
Date: May 10, 2007

Resolution No. 2007-107 School

Resolution No. 2007-108 Endorse Application to the NJHMFA

Resolution No. 2007-109 Authorize Lease Agreement

Resolution No. 2007-110 Bills \$1,256,368.01

Resolution No. 2007-111 ETomic

Resolution No. 2007-112 Budget Amendment

Resolution No. 2007-113 Budget Adoption

Resolution No. 2007-114 Read Budget by Title Only
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WHEREAS N.J.S.A. 40A: 4-8 provides that the budget may be read by title only at the time of the public hearing if a resolution is adopted by not less than a majority of the full governing body authorizing the budget to be read by title only, providing that at least one week prior to the date of the public hearing on the budget, a complete copy of the approved budget as advertised has been posted in the clerk's office, and copies have been made available to persons requesting same.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that the 2007 Budget is read by title only.

Offered:

Second:

Roll Call Vote:

Date: May 10, 2007