

Township of South Hackensack  
Bergen County, New Jersey  
December 11, 2008 7:30 P.M.  
Regular Meeting  
AGENDA

Rosina Romano, Mayor  
Gene Roman, Deputy Mayor  
James Anzevino  
Walter Eckel, Jr.  
Gregorio Maceri

John M. Carbone, Esq., Municipal Attorney  
Linda LoPiccolo, Municipal Clerk

Call of Meeting to Order  
Correspondence & Reports

- October 31, 2008, Jack Terhune, President 200 Club re: Notification that application for Quantifit Respirator Fit Test Machine in the amount of \$8,534.00 has been approved.
- David N. Grubb, Executive Director, MELJIF Re: Notification that as a township with an updated Employment Practices Liability (EPL) program the Township's deductible has been reduced to \$10,000 for POL/EPL claims.
- December 5, 2008, Carole Ostrowski, Licensing/Payroll/Accts. Payable Clerk Re: Letter of resignation effective December 19, 2008
- December 9, 2008, Michael D. Frew, Chief of Police re: Dispatcher Recommendation – Robert Czarnecki
- December 9, 2008, Michael D. Frew, Chief of Police re: Police Officer Recommendation – Daniel Breslin
- December 9, 2008, Carmine Maceri, 2<sup>nd</sup> Lt., SHFD Secretary – Advising that Michael Fantauzzi and John Daily have been accepted as members of the Fire Department.
- General Correspondence – November 2008
- Reports – Monthly Departmental November 2008

Old Business

- Municipal Complex Boiler Repair -
- Senior Citizen Housing -
- Police Hiring, Dispatcher Hiring

## New Business

- Reorganization – Appointment of Professionals (Fair and Open or Non-Fair and Open)

## Ordinances

- Introduction of and set the date for public hearing on Ordinance 2008-12  
Proposed ORDINANCE ADOPTING a revision to Chapter 161 of the Code of South Hackensack
- Introduction of and set the date for public hearing on Ordinance 2008-13  
Proposed ORDINANCE ADOPTING a revision to Chapter 52-1 of the Code of South Hackensack

## Resolutions

- Consent Resolution No. 2008-12

## Committee Reports

## Public Comments

## Closed Session

- Litigation – Tax Appeal – Block 25 L 1 (240 S. Main St)
- Negotiations - DPW

## Adjournment

**Consent Resolution No. 2008-12**

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/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. 2008-172 Licenses –December 2008**

**Resolution No. 2008-173 Approve Minutes**

**Resolution No. 2008-174 Change Order Vreeland Avenue**

**Resolution No. 2008-175 Appoint Michael Ward Emergency Management Coordinator, Michael Frew, Dep. OEM Coordinator**

**Resolution No. 2008-176 Transfer Appropriations**

**Resolution No. 2008-177 Bills \$505,363.40**

**Resolution No. 2008-178 Closed Session**

Offered:

Second:

Roll Call Vote:

Date: December 11, 2008

**Resolution No. 2008-172 Licenses –December 2008**

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

<u>Received</u>	<u>Business Name</u>	<u>License No.</u>	<u>Fee</u>
10/10/08	J. Aquillina	3728	5.00
10/10/08	G. Maisano	3729	5.00
10/22/08	D. Santaita	3730	5.00
11/14/08	Airport Motel	3731*	3,428.00

11/14/08	Pleasure Lounge	3732*	300.00
11/24/08	Twins Plus Lounge	3733	300.00
11/24/08	Club Flamingo	3734	300.00
11/25/08	Johnny A's Players Club	3735*	300.00
11/25/08	Super Eight Motel	3736*	3,428.00
11/25/08	Stage Coach Motel	3737*	2948.00

\* Pending Satisfactory Inspections/Reports

Consent Agenda Resolution No. 2008-12

Date: December 11, 2008

**Resolution No. 2008-173 Approve Minutes**

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.

November 13, 2008

Consent Resolution No. 2008-12

Date: December 11, 2008

**Resolution No. 2008-174 Change Order Vreeland Avenue**

WHEREAS the Township's Engineer has transmitted Change Order No. 3 and Final in the amount of \$(6,062.00) to rectify quantities with regard to Improvements to Vreeland Avenue,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that Change Order No. 3 and Final for Improvements to Vreeland Avenue in the net amount of \$(6,062.00), attached hereto and made a part hereof, be and is hereby approved.

BE IT FURTHER RESOLVED that the Mayor be and is hereby authorized and directed to execute the change order on behalf of the Township of South Hackensack.

Consent Agenda Resolution 2008-12

Date: December 11, 2008

**Resolution No. 2008-175 Appoint Michael Ward Emergency Management Coordinator, Michael Frew Dep. OEM Coordinator**

BE IT RESOLVED by the Township Committee of the Township of South Hackensack that Michael Ward be and is hereby appointed as Emergency Management Coordinator

for the Township of South Hackensack, for a three year term to expire on December 15, 2011; and

BE IT FURTHER RESOLVED that Michael D. Frew be and he is hereby appointed as Deputy Emergency Management Coordinator for a three year term to expire on December 15, 2011.

Consent Agenda Resolution No. 2008-12

Date: December 11, 2008

<b>Resolution No. 2008-176 Transfer Appropriations</b>
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WHEREAS, title 40A: 4-58 of the New Jersey Statutes provides that should it become necessary during the last two months of the fiscal year to spend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore, and there shall be an excess in any appropriation over and above the amount claimed 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 Township Treasurer be and is hereby authorized to make the following transfers in the 2008 Budget Appropriations.

	FROM	TO
<u>OPERATIONS - WITHIN "CAP"</u>		
Police S/W	\$4,661.00	
Construction Code S/W	1,220.88	
Employee Group Insurance	14,468.12	
Admin/Exec. S/W		400.00
Engineering O/E		4,300.00
Police O/E		3,000.00
Dispatcher S/W		6,000.00
Buildings & Grounds		5,000.00
Board of Health S/W		250.00
Municipal Court S/W		900.00
Municipal Court O/E		500.00
<u>TOTAL</u>	<u>20,350.00</u>	<u>20,350.00</u>

Consent Agenda Resolution No. 2008-12

Dated: December 11, 2008

Resolution 2008-177

## Resolution 2008-178 Authorizing Executive Session

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 of 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.

X\_\_\_\_(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.

- Tax Appeal – Block 25 Lot 1 (240 S Main Street)

X (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.

- DPW Negotiations

  (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 11, 2008.

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Linda LoPiccolo  
Township Clerk