

Township of South Hackensack
Bergen County, New Jersey
February 5, 2009 7:30 P.M.
Worksession Meeting
MINUTES

Rosina Romano, MayorPresent
Gregorio Maceri, Deputy MayorPresent
James AnzevinoPresent
Walter Eckel, Jr.....Present
Gene Roman.....Present

Also present:

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

Call of Meeting to Order

Mayor Romano called the Regular Meeting to order at 7:30 p.m. She advised that pursuant to the Open Public Meetings Act annual notice of the meetings had been provided to *The Record*, *The Herald and News* and by posting the annual notice on the bulletin board in the clerk's office where notices are customarily posted. Everyone saluted the flag. The municipal clerk called the roll.

Correspondence & Reports

Anzevino motioned; Eckel seconded and the Committee unanimously agreed to accept correspondence dated January 13, 2009, David F. Sivella, Executive Director, Housing Authority of Bergen County Re: Administration of Affordable Housing Units and to authorize the clerk to prepare the necessary resolution appointing the Bergen County Housing Authority as South Hackensack's Administrative Agent. Further, Rosina Romano advised that the Township is also required to appoint a municipal housing liaison whose position shall be created by ordinance. Romano instructed the clerk to prepare the necessary ordinance for introduction and to prepare the resolution of appointment for Linda LoPiccolo as housing liaison. The salary to be determined can be paid through NJMC Grant funds and/or COAH development fees.

Anzevino motioned; Eckel seconded and the Committee unanimously agreed to accept with regret and file resignation from the South Hackensack Planning Board effective immediately from Dolly Montenegro.

Romano motioned; Roman seconded to appoint Anthony Vigilanti, Hoffman Street to fill Mrs. Montenegro's unexpired term.

Roman motioned; Anzevino seconded to accept and file correspondence dated January 28, 2009, from Michael D. Frew, Police Chief, requesting to enter into a Maintenance

Service Agreement with Sagem Morpho. Police Commissioner Roman advised that he would speak with Chief Frew regarding this and report back to the Township Committee at its next meeting.

Roman motioned; Maceri seconded and the Committee unanimously agreed to accept correspondence dated February 2, 2009, from Michael D. Frew, Police Chief Re: Request to purchase Dodge Durango with NJMC 2009 MAP Grant funds in the amount of \$33,873.80 under state contract # A70852. Roman advised that he would report back to the Township Committee at the February 19th meeting after discussing with Chief Frew.

Anzevino motioned; Maceri seconded and the Committee unanimously accepted Supplemental Debt Statement dated February 5, 2009 filed by Chief Financial Officer Rosemarie Giotis.

Eckel motioned; Roman seconded and the Committee unanimously accepted and approved Chief Frew's recommendation to authorize Brandon Ricci as an Intern in the South Hackensack Police Department.

Old Business

Police Promotions

Gene Roman, Police Commissioner said that Chief Frew requested the addition of a Deputy Chief and an additional Captain to the police department and that request was approved by Ordinance by the Township Committee. Roman reported that he discussed this with Mayor Romano and they decided to consider police promotions and to continue with the procedure that was implemented by a former township committee when they promoted the current chief and captain. Roman then instructed township attorney David Nasta to prepare a letter to the members of the South Hackensack Police Department explaining the procedure and requirements for the police promotions. He would like to implement the same criteria, officers with 5 years or more of service, were eligible. The same township committee requested resumes and permission from the police officers to review their personnel files. The viewing of personnel files was conducted in the presence of the township attorney and police chief. Roman said that this will be the procedure again. He asked Mr. Nasta to advise the police officers that their resumes have to be submitted to the township clerk by 4 p.m., Thursday, February 19, 2009. He asked the township committee to review all files prior to March 5, 2009. He instructed the clerk to list police promotions on the closed session agenda for the March 5, 2009 meeting of the township committee.

Mr. Eckel requested job descriptions for the additional ranking officers. Mr. Anzevino requested that those descriptions be made available for the officers and in addition requested that all applicants be required to complete job applications. When Eckel requested a job description from Commissioner Roman, he advised Eckel to speak directly with Chief Frew and obtain the information he is seeking from him.

Romano motioned; Roman seconded to formally adopt the procedure outlined by Roman; specifically, to accept resumes for police promotions; adopt the procedure formerly implemented by a prior township committee; resumes due by February 19, 2009 at 4 p.m.; township attorney to take the necessary actions to implement those procedures.

Eckel and Anzevino attempted to amend the motion to include a provision that would require a job description of the ranks, and the completion of a job application, but that motion to amend the main motion was denied.

Roll Call Vote: Anzevino – no, Eckel – no, Maceri – yes, Roman – yes, Romano – yes

Ordinances

Anzevino motioned; Romano seconded to Introduce Ordinance 2008-07 and set the date for its public hearing as February 19, 2009. Roll Call Vote: Ayes: Anzevino, Eckel, Maceri, Roman, Romano

Introduction of and set the date for public hearing

ORDINANCE 2008-07 BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE TOWNSHIP OF SOUTH HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$117,500 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT AND A CONTRIBUTION FROM THE CITY OF HACKENSACK, TO MAKE A DOWN PAYMENT, 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.

Resolutions

Closed Session – Personnel Daniel O. Breslin

- Litigation Tax Appeal Revaluation

Offered: Maceri

Second: Anzevino

Roll Call Vote: Ayes: Anzevino, Eckel, Maceri, Roman, Romano

Committee Reports

James Anzevino – Thanked the department of public works for the wonderful job they did plowing the snow. He requested a copy of the TANAAC meeting schedule.

Walter Eckel – no report

Greg Maceri – Reported that currently the salary ordinance authorized all retiring fire department members with 25 years of service to receive the same clothing allowance as they received as an active member, however, the ambulance corps retiring members receive \$225.00. Maceri suggested that the ordinance be amended to increase the amount

paid to those ambulance corps members the same as paid to the active volunteers upon retirement after 25 years. The members of the committee were in agreement and this matter will be listed on the salary ordinance for 2008 that has not yet been approved.

Maceri also reported that fire officials discussed at their fire meeting collecting fines for false alarms. The matter will be researched further and a report will be presented to the committee on them.

Lastly, Mr. Maceri thanked Dolly Montenegro for her service to the Township as a member of the Planning Board and to her service to the Township generally.

Gene Roman – Reported that there will be a meeting with the Township's insurance representatives on Wednesday, February 18, 2009 at 10:00 a.m. Roman asked the clerk to notify Mr. Paladino and the members of his department to attend this meeting. There will be a negotiations meeting on Thursday, February 19, 2009 at 6:30 p.m.

Rosina Romano – Mayor Romano reported that she has reached out to Frank Covelli who will present to employees Patriot Plans as an alternative to our current medical insurance plan. He will discuss with employees and answer questions. The clerk was instructed to advise the clerk and court employees to attend as well.

Regarding the progress of the senior housing project, Romano reported that she received an email that the closing took place on February 2, 2009. Machines are on the site digging. She and other township officials met last week with the county construction manager, and the construction department to introduce everyone and establish a dialogue.

Lastly, Romano advised that as part of Memorial School's cultural night out program, a professional performance of Shakespeare's Mid-Summer Night's Dream will be performed on Friday, February 13, 2009.

Public Comments

Lonnie Bedell, 51 Grove Street – Requested signatures from the township committee on a petition to keep a convicted child murderer in jail on a 1973 murder. He obtained the petition while attending a Bergen County Freeholder Meeting. He circulated it for signatures.

Kim Rerecich, Dyer Avenue – Requested a more comprehensive list of those items that can be recycled.

Since there were no further public comments offered, Roman offered; Anzevino seconded and the Committee unanimously agreed to end public comments.

Closed Session

Roman motioned; Maceri seconded and the Committee unanimously agreed to go into closed executive session for the specific purposes outlined in the resolution at 8:18 p.m.

Minutes were recorded and will be made available to the public when authorized by the governing body and permitted by law.

Anzevino motioned; Eckel seconded and the Committee unanimously agreed to end closed session and re-open the meeting at 8:57 p.m.

Adjournment

Action taken as a result of discussion in closed session:

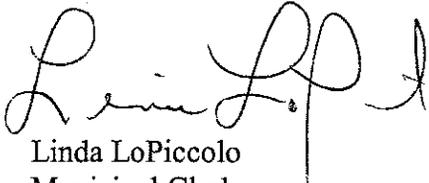
Revaluation – Romano motioned; Eckel seconded with Anzevino abstaining and the remained unanimously agreed to authorize George Reggo to receive proposals for a township-wide revaluation and to present those to the Township Committee.

Daniel O Breslin – Sick Time

Romano motioned; Anzevino seconded and the Committee unanimously agreed that Daniel O. Breslin should submit a resignation as a member of the department of public works and that he should request payment of his accumulated sick time.

Roman motioned; Anzevino seconded and the Committee unanimously agreed to adjourn the meeting at 8:55 p.m.

Respectfully submitted,



Linda LoPiccolo
Municipal Clerk

Resolution 2009 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 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.

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

REVALUATION ORDER

 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.

DANIEL O BRESLIN

 (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 February 5, 2009.

Linda LoPiccolo
Township Clerk