

Township of South Hackensack  
Bergen County, New Jersey  
April 1, 2010 7:30 P.M.  
Worksession Meeting  
MINUTES

James Anzevino, Mayor.....Present  
Walter Eckel, Jr., Deputy Mayor .....Present  
Gary Brugger .....Present  
Frank Cagas .....Present  
Gregorio Maceri.....Present

Also present:  
David V. Nasta, Esq., Municipal Attorney  
Linda LoPiccolo, Municipal Clerk

### Call of Meeting to Order

Mayor Anzevino called the Regular Meeting to order at 7:30 p.m. He 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

Brugger motioned; Eckel seconded and the Committee unanimously agreed to accept correspondence dated March 15, 2010, from Vince A. Sicari, J.M.C. Re: Handicapped parking ordinance and to authorize and direct Mr. Nasta to prepare the ordinance amendment.

Eckel motioned; Maceri seconded and the Committee unanimously agreed to accept and approve correspondence dated March 16, 2010, from Diane Brando, Court Administrator Re: Request to attend 2010 MCAA Spring Conference at a cost not to exceed \$75.00.

Anzevino motioned; Maceri seconded and the Committee unanimously agreed to accept and file correspondence dated March 19, 2010, from Robert R. Ceberio, Executive Director, NJMC Re: NJMC Solar Program meeting April 13, 2010.

### Old Business

NJ SEM – The clerk updated the Committee on the schedule for the reverse bid for electric and urged the Committee to review the emails that she will forward advising of dates, amounts, deadlines, etc.

## 2010 Municipal Budget – Schedule

The Annual Financial Statement was filed on March 25, 2010. Currently, the preliminary budget is \$83,000 over CAP. The Mayor indicated that he and Mr. Eckel will sit down with both union representatives to discuss possible solutions. The intention is to introduce the budget on April 8<sup>th</sup>. Cuts will need to be made. The revaluation will adversely affect many property owners and a municipal increase will only add to that. The Mayor indicated that he understand that the school increase is over \$800,000 which will be reflected as a \$400 increase to an average home. He said that in River Edge all employees have agreed to take a 15 day furlough and pay freeze.

## New Business

### Veterans Park –

Several residents from Rossi Court were in attendance to report to the Committee that there have been several incidents at Veterans Park that concern them and they requested the township to take action to stop basketball playing after the permitted hour,

Building Department Fees – The matter will be taken up for further consideration at the May worksession under Old Business

Recreation Fees – Field Use – The matter will be taken up for further discussion and consideration at the May Worksession under Old Business.

### 2010-2011 Employment Practices Liability (EPL) Program

David Nasta reported that he circulated a red-lined version and clean copy version to the members of the governing body for their review and final approval on April 8, 2010

Frank Cagas would like to see an amendment to the personnel policy manual that would require employees to be at work the day prior to and the day after a holiday to receive payment for that holiday. That change will not be included in the current amendment; however, will be taken up for further consideration at a later date.

## Resolutions

Resolution No. 2010-089 Approve Raffle License

Offered: Cagas

Second: Brugger

Roll Call Vote: Ayes: Anzevino, Brugger, Cagas, Eckel, Maceri

### Closed Session-Personnel

Offered: Anzevino

Second: Brugger

Roll Call Vote: Ayes: Anzevino, Brugger, Cagas, Eckel, Maceri

## Committee Reports

Gregorio Maceri – Regarding the current problems with Veterans Park, Maceri said that the most effective solution would be greater presence by the police at the park. He wished everyone a Happy Easter.

Frank Cagas – Cagas reported that he has asked Paladino to obtain a price for rubber mulch in the park since it last 10 years. The current mulch only lasts approximately 2 years. He said that he was happy to see that the revaluation of all property is complete and asked Mr. Paladino to purchase recycling containers for Veterans Park. Lastly, Cagas reported that the public works department has cleaned 58 of the approximately 258 catch basins.

Gary Brugger reported that he and Walter Eckel recently attended a meeting with surrounding town officials regarding area flooding. He also reported that Bergen County was able to pull a large tree from the Saddle River during the recent heavy storm that hit the area avoiding a possible flood and major property damage. He intends to continue to attend meetings regarding flood issues.

Walter Eckel With regard to Veterans Park, Eckel stated that he is disturbed that the tax payers are no being served like they should be and that he will address that issue with the police chief after the upcoming holiday.

Mayor Anzevino advised that he was notified by David Sivella of the HABC that occupancy of the senior housing project will begin in May and will continue through the summer until September when full occupancy is expected.

Anzevino suggested zoning changes that would permit training centers similar to those in other municipalities. He thinks it would be a good use and once again suggested the formation of a committee to bring business into the township.

## Public Comments

Larry Paladino, DPW Supt. – Mr. Paladino requested permission from the governing body to have Angelo Sortino perform basic oil changes on township vehicles. Paladino advised that Sortino made the suggestion to him and thought it was a good one. Eckel objected to the proposal, but all other members of the Committee agreed to permit Angelo Sortino to perform basic oil changes on township owned vehicles. Eckel said that the public works laborers should be performing catch basin repairs and other duties rather than oil changes. Paladino then recommended Joseph Marrella as Recycling Coordinator since the position now requires attendance at school and certification and Mr. Yannetti will not be able to fulfill that obligation. The Committee had no objection to the appointment of Joseph Marrella as Recycling Coordinator.

Lonnie Bedell – Reported that he continues to attend meetings throughout the county and is monitoring closely the senior housing situation as well as other matters of interest to him and others.

John Falato, Chestnut Avenue – When Mr. Falato inquired as to whether or not the Township has entered into a contract with the City of Hackensack for solid waste removal, he was advised that Hackensack will not be picking up our solid waste.

Anzevino motioned; Brugger seconded and the Committee unanimously agreed to end the public comment portion of the meeting at 9:12 p.m.

### Closed Session

Brugger motioned; Maceri seconded and the Committee unanimously agreed to go into closed executive session at 9:12 p.m.

The matters discussed in closed session will be available to the public when permitted by law and authorized by the governing body.

Anzevino motioned; Brugger seconded and the Committee unanimously agreed to end closed session at 9:40 p.m.

### Adjournment

Prior to adjournment, Brugger motioned; Cagas seconded to authorize John J. D'Anton to contact Frank DiMaria, DiMaria & DiMaria to stop and all work for the township. Roll Call Vote: Ayes: Anzevino, Brugger, Cagas, Eckel Nays: Maceri

Anzevino motioned; Brugger seconded and the Committee unanimously agreed to adjourn the meeting at 9:40 p.m.

Respectfully submitted,

Linda LoPiccolo  
Municipal Clerk

**Resolution No. 2010 - 089 Approve Raffle License**

WHEREAS, The Friends of the Hasbrouck Heights Public Library have filed applications with the Township of South Hackensack for two Raffle Licenses to be held on April 24, 2010 at Teggiano Ristorante, Huyler Street, South Hackensack, NJ,

WHEREAS, the applicant has provided proof of registration pursuant to N.J.S.A.5:8-6 with Registration Identification 202-5-29071 to expire on April 2, 2012,

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 be granted:

Application RL: 001 Friends of the Hasbrouck Heights Public Library  
On Premise Draw  
April 24, 2010 1-4 p.m.

Application RL: 002 Friends of the Hasbrouck Heights Public Library  
On Premise 50/50  
April 24, 2010 1-4 p.m.

Offered: Cagas Second: Brugger  
Roll Call Vote: Ayes: Anzevino, Brugger, Cagas, Eckel, Maceri  
Date: April 1, 2010

**Resolution Authorizing Executive Session – April 1, 2010**

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.

       (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.

       (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.

**Joseph Maglio, Thomas Yannetti, Avis LoVecchio**

       (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 April 1, 2010.

Linda LoPiccolo  
Township Clerk