

Township of South Hackensack
Bergen County, New Jersey
May 1, 2008 7:30 P.M.
Worksession Meeting
MINUTES

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

John M. Carbone, 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 adequate notice of the meetings had been provided to *The Record*, *The Herald and News* and by posting a 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 accepted and placed on file correspondence dated March 11, 2008 (Rec'd 4/18/08) from Michael D. Kauker, PP, AICP, RE: New Third Round Revised Substantive Regulations. The clerk and attorney will speak with township officials and others regarding funding of this proposal.

Anzevino motioned; Eckel seconded and the Committee unanimously accepted correspondence dated March 25, 2008, from Joseph Rutch, Director, Bergen County Community Development re: Bergen County Open Space Park Improvement Program application deadline Friday, June 27, 2008. The clerk was instructed to forward the application to Memorial School for them to consider the submission of an application.

Eckel motioned; Maceri seconded and the Committee unanimously agreed to accept correspondence dated April 15, 2008, from Richard P. De Angelis, Jr., Stryker, Tams & Dill, LLP re: Request for Right of Way Use Approval and authorize township attorney to respond.

April 16, 2008, William DeFabiis, Ed.D., Chief School Administrator/Business Administrator Re: 2008-2009 School District Budget Statement and supporting documents. – moved to New Business

April 16, 2008, Aaron R. Graham, Ed.D., Executive County Superintendent Re: South Hackensack School District – Moved to New Business

April 17, 2008, 7th Grade Memorial School re: Failed School Budget – Moved to New Business

Anzevino motioned; Eckel seconded and the Committee unanimously agreed to accept correspondence dated April 18, 2008, Lawrence J. Paladino, Jr., CPWM, Superintendent Re: Catch Basin Repairs, and authorize Mr. Paladino to obtain quotes to repair.

Romano motioned; Anzevino seconded and the Committee unanimously agreed to accept and place on file, correspondence dated April 24, 2008, from Lawrence J. Paladino, Jr., CPWM, Superintendent re: Request for sleeveless shirts.

Anzevino motioned; Roman seconded and the Committee unanimously agreed to accept correspondence dated April 24, 2008, from Robert E. Laux, County Administrator Re: Countywide Emergency Notification System, and refer to the police chief for his recommendation.

Eckel motioned; Maceri seconded and the Committee unanimously agreed to accept correspondence dated April 24, 2008, from Lawrence J. Paladino, Jr., CPWM, Superintendent Re: Ground Hogs in Catch Basins and authorize him to obtain cost quotes by May 8, 2008.

Eckel motioned; Anzevino seconded and the Committee unanimously agreed to accept correspondence dated April 24, 2008, from Lawrence J. Paladino, Jr., CPWM, Superintendent Re: Waste Water School April.

Maceri motioned; Eckel seconded and the Committee unanimously agreed to accept correspondence dated April 22, 2008, from Andy Caltagirone, Manager of Industrial & Pollution Control Re: Public Hearing – 6/18/08 – Proposed Changes to PVSC Rules & Regulations and forward to Boswell Engineering for their review and recommendation.

Romano motioned; Eckel seconded and the Committee unanimously agreed to accept correspondence dated April 28, 2008, from Bob Serio, Chief, SHVAC Re: Ambulance Building Lease and authorize township attorney to prepare lease with necessary changes and its authorizing resolution.

Maceri motioned; Eckel seconded and the Committee unanimously agreed with Anzevino abstaining to accept correspondence dated April 25, 2008, from Robert R. Ceberio, Executive Director, New Jersey Meadowlands Commission – Downtown Revitalization Grant Program and to authorize the clerk to prepare the necessary application for submission to the NJMC.

Maceri motioned; Roman seconded and the Committee unanimously agreed to accept and approve correspondence dated April 30, 2008, from Gregg A. Padovano, Beattie Padovano, LLC RE: South Hackensack Board of Education Request for fee waiver

Old Business

Non discussed

New Business

Veterans Park – Temporary Restroom

The Township Committee unanimously agreed to authorize a temporary restroom beginning May 15th.

Memorial School Budget

Committee members Anzevino and Romano removed themselves from the dais during the discussions regarding the school matters and did not participate nor vote on any matters concerning it.

Maceri motioned; Roman seconded to accept correspondence dated April 16, 2008, from William DeFabiis, Ed.D., Chief School Administrator/Business Administrator Re: 2008-2009 School District Budget Statement and supporting documents, and to form a sub-committee of Gene Roman and Gregorio Maceri for the purpose of meeting with Dr. De Fabiis and school officials to discuss the school budget. Ayes: Maceri, Roman, Eckel Abstain: Anzevino, Romano.

Maceri motioned; Roman seconded to accept and place on file correspondence dated April 16, 2008, from Aaron R. Graham, Ed.D., Executive County Superintendent Re: South Hackensack School District. Ayes: Maceri, Roman, Eckel Abstain: Anzevino, Romano.

Maceri motioned; Roman seconded to accept correspondence dated April 17, 2008, 7th Grade Memorial School re: Failed School Budget. Ayes: Maceri, Roman, Eckel Abstain: Anzevino, Romano.

Ordinances

None

Resolutions

Closed Session – Litigation – Safer Properties v. Township of South Hackensack
Offered: Eckel Second: Anzevino
Roll Call Vote: Ayes: Anzevino, Eckel, Maceri, Roman, Romano

Committee Reports

James Anzevino – Government Day was set for Wednesday, May 28th. Anzevino indicated that he will arrange the usual boat tour of the meadowlands district. Since Mrs. Gerber's Retirement Dinner (Memorial School teacher) will be held on Thursday, June 12th, Anzevino requested that the Township Committee change its meeting date from June 12th to June 11th at 7:00 p.m.

Anzevino motioned; Roman seconded and the Committee unanimously agreed to re-schedule the June Regular Meeting from Thursday, June 12, 2008 at 7:30 p.m. to Wednesday, June 11, 2008 at 7:00 p.m.

Anzevino indicated that he was disappointed that the Township missed the deadline for filing a discretionary aid application.

Gregorio Maceri – Reported that he spoke with Franco DiMateo regarding a soccer academy and the availability of Veterans Park field and Memorial School field. DiMateo is interested in utilizing the township's fields for soccer instruction. Mayor Romano asked Mr. Maceri to discuss details with Township Attorney John Carbone.

Gene Roman – Reported that the roof over the police department has been repaired. Regarding Frank Cagas's complaint of a raised sidewalk in the front of his home, Roman produced photographs of the area and requested that Mr. Paladino obtain quotes from Sidewalk Safety and report to the Township Committee by next week's regular meeting. The Department of Public Works cleaned 6 bags of debris from the Huyler Street ramp. The DPW is in the process of obtaining quotes to repair the bathroom in police headquarters. Lastly, Roman reported that 2 summonses have been issued to a resident in the Garfield Park section of the Township in response to a complaint by a resident at last month's meeting.

Mayor Romano – Reported that a draft Agreement for mechanic services has been forwarded to City of Hackensack officials and they have listed the matter on their agenda for approval. Mayor Romano indicated that she and others attended the Ribbon Cutting Ceremony at Restaurant Depot on East Wesley Street and requested that the clerk prepare a proclamation for presentation to them in the near future.

Public Comments

Dolly Montenegro, 57 Phillips Avenue – As a member of the Planning Board requested permission from the Committee to discuss with the owner of 400 Huyler Street a possible land lease for the erection of a salt shed for use by the Department of Public Works. The Committee had no objection to the Planning Board discussing that with the owner when they appear before them for a minor sub-division application along with the Board of Education.

Closed Session

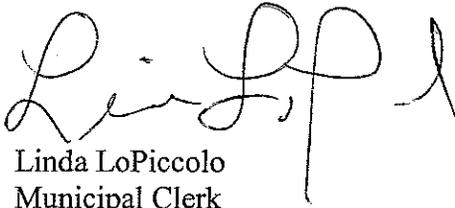
Anzevino motioned; Romano seconded and the Committee unanimously agreed to go into closed session at 8:31 p.m.

Anzevino motioned; Roman seconded and the Committee unanimously agreed to re-open the meeting to the public at 8:40 p.m.

Adjournment

Anzevino motioned; Roman seconded and the Committee unanimously agreed to adjourn the meeting at 8:40 p.m.

Respectfully submitted,



Linda LoPiccolo
Municipal Clerk

Resolution 2008 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. **Safer Development v. Township of South Hackensack**

(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.

(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 1, 2008.

Linda LoPiccolo
Township Clerk

Resolution No. 2008-091 120 Day Extension – Senior Citizen Housing at Grove Street, L.P.

WHEREAS the TOWNSHIP OF SOUTH HACKENSACK. (hereinafter “Township”) has entered into a Lease for fifty-three (53) years with SENIOR CITIZEN HOUSING AT GROVE STREET, L.P., 555 10th Street, Palisades Park, NJ 07650 (hereinafter ‘Developer’) pursuant to an award of a public contract after bidding, for its affordable senior citizens housing on real property in the Township of South Hackensack, specifically Lots 9, 10 and 10.1 in Block 2.01 on the tax map of the Township of South Hackensack, and commonly known as 41-43 Grove Street, in the Township of South Hackensack, County of Bergen, State of New Jersey; and,

WHEREAS SENIOR CITIZEN HOUSING AT GROVE STREET, L.P., 555 10th Street, Palisades Park, NJ 07650 applied for and has alleged to have diligently sought final approvals from the N.J. Housing and Mortgage Finance Agency finalizing and securing the complete approved financing and tax investor approvals; and,

WHEREAS the lease provides that it would be a condition of default if:

the Developer/Lessee fails within one hundred and twenty (120) of the public approval of the terms of this lease by the Township of South Hackensack, to secure adequate and satisfactory financing, grants, and tax credits under its pending application to the New Jersey Housing and Mortgage Finance Agency on terms and conditions deemed satisfactory and acceptable to the Township of South Hackensack. The Township of South Hackensack may, but is not obligated, grant extensions of the date for compliance hereunder, upon written application by the Developer/Lessee to the Township of South Hackensack before expiration of the present term., and

WHEREAS, the Developer/Lessee had advised and the Township had approved late in 2007 that part of the financing being provided by WNC and Associated of Irvine, California (which replaced the previous financing of MMA of Boston, Massachusetts), and now the Township was advised on March 20, 2008 (see attached Exhibit “A”) that the participation of WNC was no longer part of the transaction and that a new mortgage commitment was issued on February 20, 2008 (see attached Exhibit “B”) by PNC Multifamily Capitol as a substitution for WNC and on terms set forth in PNC’s letter of February 20, 2008, and the Township raised various questions as to the efficacy, sufficiency, and new terms demanded by PNC and sought further information in a letter of April 3, 2008 (see attached Exhibit “C”) and in an apparent partial response to that inquiry Developer forwarded a letter of April 8, 2008 (see attached Exhibit “D”) indicating that they were assembling the requested information and enclosing a letter with further requests from PNC for amendment of the existing lease, which included amongst other things an increase of the term of the lease to 99 years, substantially reducing the financial penalties against the developer payable to the Township for breaches of the agreement, reducing the agreed upon obligation of the Developer to maintain the building and turn it over to the Township in good condition to a reasonably maintained 55 year old building, and changing the ability and authority of the Township to approve and review

any rental increases after commencement of the initial leases; and,

WHEREAS, to satisfy this condition of the lease and financing approvals, Developer has timely requested an additional one hundred and twenty (120) day extension if the Township is satisfied that they have met the conditions for granting of such an extension.

WHEREAS, on April 10, 2008 the Township Committee adopted a Resolution that directed that the Developer shall forthwith supply the documentation and information previously requested in the Township's letter of its counsel of April 3, 2007 (Exhibit "C"), that the Developer shall submit a list of all financial commitments identifying the amounts, the participant or financing agency as previously requested, that the Developer shall secure, negotiate, obtain and submit financial commitments generally consistent with the obligations and terms of the lease for its length, the lease terms, the Developers responsibilities and penalties for breach, and Developers repair, replacement, and renovation of the structure upon surrender which is satisfactory to the Township, all of which shall be supplied to the Township Sub-Committee and their counsel no later than April 24, 2008; and,

WHEREAS the Resolution of April 10, 2008 further provided that if the Township Sub-Committee and their counsel receive said documentation and information; and if they deem it to be generally responsive, satisfactory and compliant with the terms of the lease and the RFP/RFQ; and if they find sufficient compliance and/or assurances of cooperation or additional compliance of the Developer to correct or satisfy deficiencies, and if they in writing so advise the Township Committee by filing a letter with the Municipal Clerk of their satisfactory findings, opinions, and otherwise recommend that the Township should extend the time for compliance with the financing obligation of the existing lease, then on receipt of such a recommendation, the Township Committee does again hereby extend the term of the lease condition for securing financing for an additional one-hundred and twenty (120) days from the date of this resolution and if no such finding is made and filed with the Township Clerk by the Sub-Committee by May 1, 2008, then this resolution is of no force and effect and extension was granted.

WHEREAS the Developer has been unable to secure for their review and the Township's review the agreements for the final financing from the PNC Multifamily Capitol, despite the fact that the Developer has advanced fees to PNC Multifamily Capitol for the development and preparation of such documents and Developer and their counsel represent they are making good faith efforts to expedite the drafting and production of such agreements.

NOW THEREFORE BE IT RESOLVED that the Township Committee based on the representations of the Developer does hereby again extend for up to one hundred and twenty (120) days from April 10, 2008 the ability of the Developer to secure the financing and documentation from PNC Multifamily Capitol as required in the lease, on the following terms and conditions:

1. Developer shall within thirty (30) days deposit sufficient funds to replenish the Developer's escrow previously established through the Planning Board for Site Plan Approval, which presently has a deficit, to reimburse the Township Engineer for plan and engineering review previously work done at their request and invoiced to the Township;
2. Developer shall within forty-five (45) days pay all outstanding development and building permit fees, which are presently outstanding and unpaid.
3. If Developer fails to comply with these terms and conditions as set forth above, the extension granted herein shall be null and void.

Offered: Anzevino

Second: Romano

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



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APR 18 2008

SOUTH HACKENSACK
MUNICIPAL CLERK

March 11, 2008

Township Council
Township of South Hackensack
227 Phillips Avenue
South Hackensack, NJ 07606

Dear Honorable Council Members:

Re: New Third Round Revised Substantive Regulations

At its December 17, 2007 meeting, the New Jersey Council on Affordable Housing (COAH) voted to propose its revised Third Round Regulations. These revisions were prepared by COAH in response to the Supreme Court's January 25, 2007 decision rejecting several key elements of COAH's original Third Round Rules. The proposed Third Round Regulations have been substantially revised and will require significant revisions/amendments to the Third Round Plan as submitted. In most instances, a revised plan will need to be prepared and filed.

COAH will continue utilization of the Growth Share Methodology, with affordable housing need measured as a percentage of residential and non-residential growth from 2004 to 2018. Please note the time period for calculating growth share has been extended from 2014 to 2018. The total obligation will still consist of three components: the Rehabilitation Share, Prior Round Obligation and Growth Share.

The Rules were formally published on January 22, 2008 in the New Jersey State Register. COAH is presently holding review Public Hearings throughout the State of New Jersey in order to receive public input and finalize their proposed amended Regulations by June of 2008.

Thereafter, COAH will require that the current Third Round Application be revised to comply with the Revised Third Round Rules. The deadline for submitting the Revised Plan is September 30, 2008. Given the short time frame for preparation and submission of a Revised Housing Plan, between the official adoption of the Rules in June and the submission deadline in September, we recommend that certain steps be taken between now and June in order to facilitate the preparation and timely submittal of the Housing Plan and Fair Share Element.

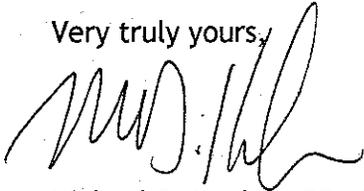
We would be pleased to present and discuss these changes and interim steps necessary to prepare and submit a Revised Housing Plan consistent with the Revised COAH Regulations at a Council work session to be scheduled at your convenience. Please find attached to this letter a description of recommended steps to be taken between now and the adoption of the COAH Regulations.

As a result of the unanticipated Supreme Court decision and COAH's one-year delay in responding to this decision, we request an additional budget allocation for the coming year, causing a revision of our original budget which has already been expended in the preparation and submission of the original Third Round Housing Plan Application.

The additional budget allocation is requested in order to review the current Plan for consistency with new and amended COAH regulations; amend Plan accordingly to incorporate new and amended Regulations; and adjust Plan to reflect the revised prior Round obligation, Rehabilitation Share and Growth Share obligation numbers. The total cost may vary depending upon how the new rules and amendments affect the previously submitted Plan.

We respectfully request that the South Hackensack Township Council budget an additional \$15,000 to cover our projected cost of revising South Hackensack's application to conform to the new Third Round Revised Substantive Regulations.

Very truly yours,



Michael D. Kauker, PP, AICP
Principal Member

c: Gary C. Brugger, Mayor
Township Planning Board Members
Linda Lopiccolo, Clerk
John M. Carbone, Esquire

Attachments (2)

Interim Steps

It is recommended that the following interim steps be considered at this time. Not all of these steps may be necessary or appropriate for all municipalities. In consultation with the municipality, a decision as to which interim steps may be appropriate will be made.

- Collect necessary data in order to prepare:
 - Vacant Land Adjustment.
 - Land Capacity Analysis as basis of request for an Adjustment of GSO - Housing and Employment projections.
- Revise Development Fee Ordinance based upon higher percentages.
- Prepare and Adopt Growth Share Ordinance to capture affordable housing.
- Identify and inventory municipally or privately-owned land that could be used to develop Affordable Housing.
- Inventory market rate units that may be eligible for a market to affordable program.
- Prepare a revised Spending Plan. Municipalities with an existing Affordable Housing Trust Fund must prepare and submit a Plan to spend any remaining balance within four (4) years of the Council's approval of the municipality's Spending Plan.

[3/11/08]



**COUNTY OF BERGEN
COMMUNITY DEVELOPMENT**

One Bergen County Plaza • 4th Floor • Hackensack, N.J. 07601-7076
(201) 336-7200 • FAX (201) 336-7247

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SOUTH HACKENSACK
MUNICIPAL CLERK

Joseph Rutch
Director

Dennis McNerney
County Executive

March 25, 2008

Mayor Rosina Romano
Township of South Hackensack
227 Phillips Avenue
South Hackensack, New Jersey 07606

Dear Mayor Romano:

The 2008 funding round of the Bergen County Open Space Municipal Park Improvement Program is about to begin. An application and instructions have been enclosed for your use.

The deadline for the submission of applications is **Friday, June 27th, 2008.**

If you should have any questions regarding the application process, please contact Gary Kohles at (201) 336-7200.

The Division of Community Development looks forward to working with you to provide and preserve open space for Bergen County residents.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Rutch", written over a horizontal line.

Joseph Rutch
Director

Cc: Linda LoPiccolo, Township Clerk

STRYKER
TAMS & DILL LLP

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APR 18 2008

SOUTH HACKENSACK
MUNICIPAL CLERK

TWO PENN PLAZA EAST
NEWARK, NEW JERSEY 07105
(973) 491-9500
Fax: (973) 491-9692

TWO PENN PLAZA
SUITE 1500
NEW YORK, NEW YORK 10021
(212) 432-9180

RICHARD P. DE ANGELIS, JR.
Direct: (973) 491-3902
deangelis@strykertams.com

Please Reply to: Newark

April 15, 2008

Via Certified Mail R/R/R and Regular Mail

Linda LoPiccolo, Administrator/Clerk
Township of South Hackensack
Municipal Complex
227 Phillips Avenue
South Hackensack, NJ 07606

Re: *Request for Right of Way Use Approval*

Dear Ms. LoPiccolo:

Please accept this letter as a request by Fibertech Networks LLC ("Fibertech") for the consent of the Township of South Hackensack ("Township") to use and occupy the public rights-of-way within the Township for the purpose of constructing a fiber optic network as part of a larger network throughout Northern New Jersey. To assist the Township in its review of this matter, Fibertech offers the following for its consideration.

Fibertech is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey. Enclosed please find a copy of the Order of Approval in Docket No. TE05080683 issued by the New Jersey Board of Public Utilities on September 14, 2005. Pursuant to such authority, Fibertech may locate, place, attach, install, operate and maintain its facilities within the public rights-of-way for purposes of providing telecommunications services.

Fibertech has deployed metro-area fiber-optic networks in 22 markets in the Northeastern and Central regions of the United States, including Indianapolis, Buffalo, Rochester, Hartford, Providence, and Pittsburgh. These networks are what are known as "open access" networks. Fibertech leases fiber optic strands, as "dark fiber", to other telecommunications carriers or to large retail customers who need very high levels of bandwidth. Fibertech also "lights" fiber so that it may provide "lit" services, such as, private line T1 connections, Ethernet and business-class dedicated Internet access. All of Fibertech's lit services are delivered on the company's own fiber optic network to provide end-to-end connectivity. Fibertech's telecommunications carrier customers include competitive local exchange companies, long-distance companies, and

Linda LoPiccolo, Administrator/Clerk

April 15, 2008

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wireless providers that provide a full array of advanced telecommunications services. Fibertech's retail customers include businesses, governmental institutions, hospitals and other health-care providers, colleges and universities, and school districts.

Fibertech is in the process of constructing a fiber optic network in New Jersey through approximately 60 municipalities in the counties of Bergen, Essex, Hudson, Hunterdon, Morris, Passaic, Somerset and Union. As part of this Network, Fibertech intends to place its fiber optic cable on or in existing utility infrastructure, *i.e.*, poles or underground conduit, within portions of the Township's public rights-of-way. Thus, the deployment of Fibertech's facilities will cause minimal disruption to the Township and its residents.

For your convenience, enclosed please find a sample resolution and proposed rights-of-way use agreement. Should you require further information, please do not hesitate to contact me at 973-491-3902.

Kindly acknowledge receipt of this request by contacting the undersigned in writing and please advise how the Township intends to proceed in processing this request.

Your immediate attention to this request would be greatly appreciated.

Very truly yours,



Richard P. De Angelis, Jr.

RPD:dp

cc: David V. Nasta, Esq. (*via regular mail w/enc.*)

**SOUTH HACKENSACK BOARD OF EDUCATION
MEMORIAL SCHOOL
DYER AVENUE
SOUTH HACKENSACK, NJ 07606**

William DeFabiis, Ed.D.
Chief School Administrator/
Business Administrator

201-440-1817 phone
201-440-9156 fax

April 16, 2008

Mrs. Linda LoPiccolo
Municipal Clerk
Township of South Hackensack
227 Phillips Avenue
South Hackensack, NJ 07606

Dear Mrs. LoPiccolo,

Enclosed is an official copy of the 2008-2009 School District Budget Statement voted on at the annual school election of April 15, 2008 and supporting documents on which the municipal governing body, after consultation with the board of education and the Bergen County Executive Superintendent of Schools, is to determine and certify the amount or amounts to be raised by local taxes. This shall be determined no later than **Monday, May 19, 2008.**

Please call me to discuss a date and time so that the board of education and the governing body can meet to discuss the budget.

If you require additional information, please feel free to contact me.

Sincerely,



William DeFabiis, Ed.D.
Chief School Administrator/
Business Administrator

Enclosures

Cc: Dr. Aaron Graham, Executive Superintendent of Schools
Mrs. Rosina Romano, Mayor
South Hackensack Board of Education ✓

INDEX OF
DEFEATED BUDGET INFORMATION

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- 1b.) Advertised Appropriations (Summary)
- 2.) Detailed Appropriations
- 3.) Supporting Documentation and narratives
- 4.) District Annual Report - QAAR
- 5.) 2006-2007 Annual Audit Report
- 6.) Numbers of professional and non-professional staff
- 7.) Pupil Enrollment
- 8.) Salary schedule by employee
- 9.) Number of schools and classrooms
- 10a.) Tuition received
- 10b.) Tuition paid
- 11.) Comparative Spending Guide
- 12.) School Report Card
- 13.) Administrative Salary and Benefits



**STATE OF NEW JERSEY
DEPARTMENT OF EDUCATION**

BERGEN COUNTY OFFICE
ONE BERGEN COUNTY PLAZA
3RD FLOOR • ROOM 350
HACKENSACK, NJ 07601-7076
(201) 336-6875
FAX (201) 336-6880

JON S. CORZINE, GOVERNOR

Scan to: TC
agenda JK
5/1/08.

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APR 18 2008

SOUTH HACKENSACK
MUNICIPAL CLERK

LUCILLE E. DAVY, COMMISSIONER
AARON R. GRAHAM, EXECUTIVE COUNTY SUPERINTENDENT

April 16, 2008

Township Clerk
Township of South Hackensack
227 Phillips Avenue
South Hackensack, NJ 07606

RE: South Hackensack School District

Dear Township Clerk:

Based on unofficial election results, it appears that the general fund tax levy for the base budget of the South Hackensack School District has been defeated by the voters at the annual school election. In order to facilitate the municipal review process set forth in N.J.S.A. 18A:22-37, the local board of education has been *encouraged* to present an official copy of its 2008-09 budget and required supporting documentation to the municipal governing body by Thursday, April 17, 2008 (two days after the election). Pursuant to N.J.S.A. 18A:22-37, the board is *required* to present these materials by Wednesday, April 23, 2008 (two days after official certification of election results).

The municipal governing body must consult with the board of education as soon as possible. I will contact the municipal and school district officials to review defeated budget procedures and, where appropriate, provide assistance to the parties in resolving the budgetary issues prior to formal action by the governing body.

If either the board of education or municipal governing body, or both, will have a majority present at the meeting, then the meeting must be publicly announced and advertised according to the "Open Public Meetings Act" by the body(ies) with the majority present.

It is the responsibility of the municipal governing body to certify the taxes to the County Board of Taxation. The municipal governing body may certify the original amounts which appeared on the ballot or they may certify a reduced amount, which, however may not be less than the local share required by N.J.S.A. 18A:7F-5. The law contains a required local share which results in a minimum tax levy in the amount of

\$4,315,961 for the South Hackensack School District. If the amount on the ballot was greater than the minimum tax levy, the municipal governing body may certify that amount or a reduced amount as follows:

- Reductions of general fund tax levy, and corresponding reductions in general fund appropriations or increases in general fund revenues may be made for an amount equal to or less than the difference between the tax levy proposed to the voters and the above listed minimum tax levy.

If the governing body(ies) decide to certify a reduced base budget amount, it is important they identify the specific line item(s) to be reduced. *Additionally, where a budget includes a general fund tax levy and equalization aid that was proposed at, or is reduced to, a level below the district's adequacy budget, the governing body must provide a specific written explanation as to why each reduction will not adversely affect the district's ability to provide a thorough and efficient education and maintain stability given the need for long term planning and budgeting.*

The municipal body's decision must be in the form of a resolution and should be forwarded, **no later than Monday, May 19, 2008 to:**

- a. Board of Education
- b. Executive County Superintendent of Schools

It is essential that your resolution certifying the tax levies contain at least the following information:

General Fund

- a. original general fund tax levy on ballot for base budget
- b. amount of reduction to general fund tax levy for base budget (if appropriate)
- c. amount of general fund tax levy being certified by municipal government for base budget
- d. a statement identifying the specific line-item reductions and increases in budgeted revenues and the supporting reasons for each reduction or increase
- e. a statement certifying that the revised budget is sufficient to provide a thorough and efficient education
- f. in cases of budgets including a general fund tax levy and equalization aid below the adequacy amount, a specific written explanation as to how each

reduction made will not adversely affect the district's ability to provide T&E and maintain stability

Enclosed is a memorandum containing important information regarding the defeated budget review process. **If your municipality will be involved in any type of budget application for restoration before the Commissioner, you should familiarize yourself with this memorandum and provide it to your municipal attorney as soon as possible.**

If I can be of any further assistance, please feel free to contact my office.

Sincerely,

A handwritten signature in cursive script that reads "Aaron R. Graham".

Aaron R. Graham, Ed. D.

Enclosure (Municipal Letter Attachment)

- c: Mayor
- Municipal Attorney
- Chief School Administrator
- School Business Official
- School Board Attorney

RECEIVED
APR 17 2008
SOUTH HACKENSACK
MUNICIPAL CLERK

April 17, 2008

Dear Mayor Romano and Members of the Town Council:

Do you believe the children are the future? Do you believe getting an education is important? Do you believe funding for education should be among South Hackensack's top priorities? We believe you do, and we know we do.

We are the future graduating class of 2009, and we are representing all the students of Memorial School. Our school means a lot to us. It means the future. It means new generations of leaders. It is a second home to us, and we are sad and disappointed by the failed budget.

We are writing to ask you to keep us in mind especially when decisions are made about our school. We want to thank you for our beautiful new building and only ask that we are able to keep the quality of education that we have right now. We treasure the memories we have made here, and we look forward to making new ones.

The children of Memorial School appreciate all the hard work you do for the town, and we thank you for taking the time out of your busy schedule to read our letter.

Sincerely,
7th Grade
Graduating Class of 2009

Maria Barricella
Samantha Castro
Kassidi Reichert
Andrew Fernandez
Salvatore Morzetta
Briittany Fontauzzi
Telisya Burgos
Masiel Lopez
Marcella Barricella
Hanan Rawt
Bradley Mah Z
Lyla DeLormond
Taylor Zito
Nelson Santana
Alison Paladino
Dominic LoPucolo

Marisa DePaolo
Anthony J. Loh
Ronald Novelli
Carmina Sison
Sam Choi
Inessa Carramusa
Michael Totaro
Frank Competello
Maria Siddiquis
Kelsey Baker
Rosa Cutic



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APR 18 2008
SOUTH HACKENSACK
MUNICIPAL CLERK

Township Of South Hackensack Dept. Public Works

Lawrence J. Paladino, Jr. CPWM
Superintendent
77 Franklin Street
South Hackensack, NJ. 07606

Telephone 201-440-3283
Fax 201-440-0719

April 18, 2008

To: Mayor & Council

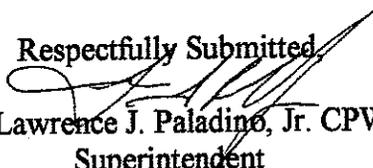
Re: Catch Basins that have to be repaired

Dear Mayor & Council:

On Thursday, April 17, 2008 the Department completed its 2008 Catch Basin Cleaning Project. A total of 328 were cleaned. I have listed the catch basins that have to be repaired. I would like to recommend that we repair these basins as soon as possible. If you have any questions, please call me at 201-440-3283.

- 1) # 8 N. Veprck La.
- 2) # 14 Veprck La.
- 3) # 115 E, Grove St
- 4) # 51 Calicooneck Rd
- 5) Basin opposite of the bank (Huyler & Hoffman)
- 6) # 250 Division St
- 7) Opposite of # 71 Schreiffer St
- 8) # 260 Green St (Broken Grate)
- 9) Corner of Empire & Horizon Blvd.

Respectfully Submitted,


Lawrence J. Paladino, Jr. CPWM
Superintendent

CC/ R. Romano
G. Roman
J. Anzenvino
W. Eckel
G. Maceri
L. Lo Piccolo



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APR 24 2008
SOUTH HACKENSACK
MUNICIPAL CLERK

Township Of South Hackensack Dept. Public Works

Lawrence J. Paladino, Jr. CPWM
Superintendent
77 Franklin Street
South Hackensack, NJ. 07606

Telephone 201-440-3283
Fax 201-641-0393

April 24, 2008

To: Mayor & Council

From: Lawrence J. Paladino, Jr CPWM
Superintendent

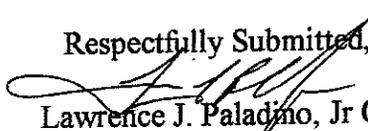
Re: Request for Sleeveless Shirts

Dear Mayor & Council;

During the week of April 21st, I was approached by DPW Worker Joseph Maglio in reference to wearing sleeveless shirts. Joe stated to me that he had an informal conversation with Mayor Romano asking her if the men could wear sleeveless shirts. I was told that Mayor Romano was going to call me about the above request. On Wednesday, April 23rd, I received a call from Mayor Romano telling me about the above request and she stated to me that it was up to me if the men could wear that type of shirt or not. I explain to her that the prior Township Committee told the men not to wear that type of shirt. After my conversation with the Mayor, I looked into the matter a little further and had a meeting with Angelo Sortino (Shop Steward). I told Angelo about the above request. I explained to him that I found a clause in the Union Contract referencing uniforms. If you look at the Union Contract page 18; article 14; Uniforms; it states the following: **"Each employee shall be obligated to wear uniforms issued by or otherwise approved by the township. Said uniforms shall not be altered in any way unless approved by the Township Committee"**. This clause was negotiated during contract negotiations. Based on the above clause, I feel I do not have the right to comment on the shirt issue. I have no authority to break the Union Contact. It is in my opinion that if I issue a ruling on this matter, I will be violating the union agreement between the Township Committee and the members of the Local Union No 11. I

explained my position to Mr. Sortino. I told him to explain my position to the men, that I can not rule on this issue. I told him that as a union they have the right to request any contract change they seem fit. I explained to him that this request is between the Union Local No 11 and Township Committee. If you have any questions about this matter, please contact me at 201-440-3283.

Respectfully Submitted,



Lawrence J. Paladino, Jr CPWM
Superintendent

CC R. Romano, G. Roman, J. Anzenvino, W. Eckel, G. Maceri, L. Lo Piccolo, J. Carbone



C. TC agulian 5/1/08

RECEIVED
APR 25 2008

COUNTY OF BERGEN
OFFICE OF THE COUNTY EXECUTIVE
One Bergen County Plaza • Room 580 • Hackensack, N.J. 07601-7076
(201) 336-7308 • Fax (201) 336-7304

SOUTH HACKENSACK
MUNICIPAL CLERK

Dennis McNerney
County Executive

Robert E. Laux
County Administrator

April 24, 2008

Clerk/Administrator
Township of South Hackensack
227 Phillips Avenue
South Hackensack, New Jersey 07606

Re: COUNTYWIDE EMERGENCY NOTIFICATION SYSTEM

Dear Sir/Madam:

The purpose of this letter is to notify you of a recent upgrade in the Countywide emergency notification system, and to present your Municipality the opportunity to take advantage of this improved emergency notification system. As you may be aware, since 2003, Bergen County has contracted for emergency telephone alerting services to alert residents about emergencies. Additionally, the County has contracted these services on a cooperative purchase basis, allowing individual municipalities to initiate telephonic public notices in their municipality.

The Bergen County Board of Chosen Freeholders adopted Resolution No. 147 on February 20, 2008 approving a new vendor, Citizen Communication Center (hereinafter "C3") to provide Emergency Notification Services via telephone alerting to the municipalities of Bergen County. This new contract improves upon the prior telephone alerting and public warning the County had in place and incorporates new features. Further, the new contract represents greater control of this service for your municipality and passes along cost savings to your municipality as well.

Below, please find the fee structure and terms that are available to your Municipality should you choose to subscribe with these services that the County is providing. Most notably, the municipalities will not be charged for the use of the Verizon database as the County purchased same in keeping with a shared-services initiative and is passing that savings on to all participating municipalities.

EMERGENCY NOTIFICATION SERVICES VIA TELEPHONE ALERTING SYSTEM

Fee Structure:

The Dialing Rate for Bergen County and its Municipalities will be \$.03 per connected call for a 30 second message. If a message is longer than 30 seconds, but less than 1 minute, the rate will be \$.05. The rate is billed in 30 second increments. Any message that is longer than 30 seconds will be billed at a rate of \$.02 per 30 seconds.

First 30 seconds	\$.03
30 – 60 seconds or (1 minute message)	\$.05
60 – 90 seconds	\$.07
90 – 120 seconds or (2 minute message)	\$.09

It should be noted that these calls are billed only on connected calls and not on calls that are either busy or unanswered. Municipalities will be billed directly from the Vendor, C3, on usage.

Terms of Use:

As noted above, Bergen County is providing this system at no cost to the subscribing municipality. Previously, in order for the municipality to avoid costs associated with outside usage charges (per dial costs), municipalities were required to have Bergen County Office of Emergency Management (OEM) launch a calling campaign for the municipality. As of March 1, 2008, this will not be the case. Each Municipality will have the control to launch their own campaigns without contacting Bergen County and without absorbing any other outside usage costs.

However, for municipalities that still desire Bergen County to manage and launch calling campaigns for them, Bergen County will continue to do so. It should also be noted that your municipality will have all custom GIS mapping technology, custom list building and management as well as complete access to all telephone numbers, published and unpublished for your municipality by virtue of the County's contract with C3.

Training and Additional C3 Services:

For municipalities that are looking to manage the C3 Telephone Alert system without County support, C3 staff will provide both on-site, off-site and/or online training. If you are interested in contracting additional C3 services for your municipality, the County of Bergen encourages you to contact C3 directly to discuss the other notification and communication services they provide, which include, but are not limited to: SMS Text Messaging, E-Mail, Instant Messenger Alerting as well as Web Based Notifications. C3 also

Clerk/Administrator
Township of South Hackensack
April 24, 2008
Page 3

offers municipalities a citizen website registration tool and portal technology that will allow all your citizens to provide additional information as well as perform other various municipal services online that will provide additional cost savings and better communication services for your community.

Feel free to contact the vendor directly to discuss additional services that will assist your municipality in the management and communication of information to your Citizens.

Mr. John Carrino
C3: Citizen Communication Center
155 Franklin Avenue
Nutley, New Jersey 07110
Tel: (973) 667-2000
Fax: (973) 667-0023

For your convenience I have enclosed a sample municipal resolution for Emergency Notification Services pursuant to the Interlocal Government Services Act. I have also enclosed a reply form addressed to Lt. Dwane Razzetti, Bergen County OEM coordinator indicating in writing how your municipality would like to move forward. Kindly fill in the Form and return to Lt. Razzetti via fax at (201) 599-6091.

If you have additional questions about the mechanics of the offered services, and/or questions regarding the enclosed documents please do not hesitate to contact Lt. Razzetti at (201-634-3100) or my office at (201) 336-7308.

Thank you for your prompt attention.

Very truly yours,

Robert E. Laux
County Administrator

REL:jd
Encs.

cc: James Mordaga, Director, Dept. of Public Safety (w/out encs.)
Lt. Dwane Razzetti, Bergen County OEM Coordinator (w/out encs.)
Mr. John Carrino, C3: Citizen Communication Center (w/out encs.)



RECEIVED
APR 24 2008
SOUTH HACKENSACK
MUNICIPAL CLERK
e-mail - TC

Township Of South Hackensack Dept. Public Works

Lawrence J. Paladino, Jr. CPWM
Superintendent
77 Franklin Street
South Hackensack, NJ. 07606

Telephone 201-440-3283
Fax 201-641-0393

April 24, 2008

To: Mayor & Council:

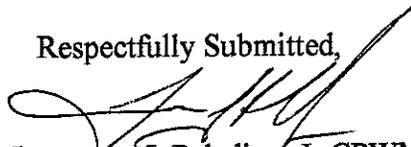
From: Lawrence J. Paladino, Jr CPWM
Superintendent

Re: Ground Hogs in Catch Basins

Dear Mayor & Council;

On Wednesday, April 23rd, I received a complaint from Mrs. Del Vecchio about ground hogs living in the catch basins that are located in front of her house. Mrs. Del Vecchio is located on Taylor Ave. She stated to me that the ground hogs are under mining the sidewalk in front of her home, and that they are digging holes on her property. I would like to request to hire a company to set up bait traps in the catch basins. Please let me know if I can go ahead with this request.

Respectfully Submitted,



Lawrence J. Paladino, Jr CPWM
Superintendent

CC/ R. Romano
G. Roman
J. Anzenvino
W. Eckel
G. Maceri
L. Lo Piccolo



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APR 24 2008

SOUTH HACKENSACK
MUNICIPAL CLERK

e-mail - TC

Township Of South Hackensack Dept. Public Works

Lawrence J. Paladino, Jr. CPWM
Superintendent
77 Franklin Street
South Hackensack, NJ. 07606

Telephone 201-440-3283
Fax 201-641-0393

April 24, 2008

To: Mayor & Council

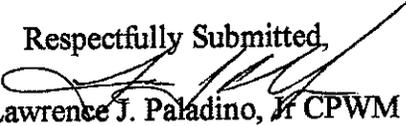
From: Lawrence J. Paladino, Jr CPWM
Superintendent

Re: Waste Water School

Dear Mayor & Council;

On April 29th, 30th, 31st. I will not be in work. I will be attending Waste Water classes. If you have any problems or request during this time, please contact Asst. Superintendent Tom Yannetti. Tom can be reached by phone; 201-440-3283 or beeper 201-501-3311.

Respectfully Submitted,


Lawrence J. Paladino, Jr CPWM
Superintendent

CC/ R. Romano
G. Roman
J. Anzenvino
W. Eckel
G. Maceri
L. Lo Piccolo

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APR 24 2008

THOMAS J. POWELL
Chairman

CARL S. CZAPLICKI, JR.
Vice Chairman

FRANK J. CALANDRIELLO
FRANK M. DONATO
WILLIAM F. FLYNN
ALAN C. LEVINE
ANTHONY J. LUNA
ANGELINA M. PASERCHIA
Commissioners



Passaic Valley
Sewerage Commissioners

~Established 1902~

600 Wilson Avenue,
Newark, New Jersey 07105
(973) 344-1800
(973) 344-2951•fax
www.pvsc.com

Industrial Department Fax: (973) 344-4876
April 22, 2008

BRYAN J. CHRISTIANSEN
Executive Director

ANTHONY W. ARDIS
Clerk

JOSEPH FERRIERO
Chief Counsel

CERTIFIED RECEIPT
91 7190 0943 0010 0000 4981

Linda LoPiccolo, Municipal Clerk
South Hackensack City Hall
227 Phillips Avenue
S. Hackensack, NJ 07606-1600

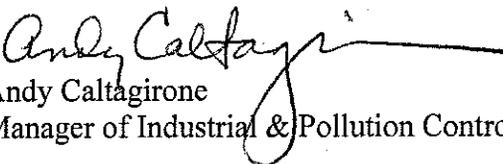
RE: Public Hearing - 6/18/08 - Proposed Changes 12 & 12A to PVSC Rules & Regulations (R&R)

Dear Ms. LoPiccolo:

The purpose of this letter is to inform you that the Passaic Valley Sewerage Commissioners (PVSC) will hold a Public Hearing beginning at 9:00 a.m. on Wednesday, June 18, 2008, at the Holiday Inn North, 160 Frontage Road, Newark, N.J. PVSC will be accepting oral and written comments on the proposed Changes 12 & 12A respectively, to its R&R. Notice and details of the hearing will be provided in the Newark Star-Ledger, the Herald News, the Bergen Record, and the Jersey Journal on 4/28/08.

Enclosed for your information is a copy of both the Change 12 & 12A Fact Sheets. As for the draft version of the entire R&R, which includes the proposed Change 12 and 12A revisions, you may access this document on-line at www.pvsc.com/industrial/rules.htm. If you have any questions, please call Anthony Gammaro, Assistant Manager, Industrial Operations, at (973) 817-5716.

Very truly yours,
PASSAIC VALLEY SEWERAGE COMMISSIONERS


Andy Caltagirone
Manager of Industrial & Pollution Control

AC/np

Enclosures

C: Bryan J. Christiansen, Executive Director
Anthony Gammaro

South Hackensack Volunteer Ambulance Corps. Inc
Emergency Medical Services
227 Phillips Avenue
South Hackensack, New Jersey 07606

TO: Member's of the Township Council

FR: Bob Serio ,Chief

Date: April 28, 2008

Ref: Ambulance Building Lease

The Officer's and Members of the South Hackensack Volunteer Ambulance Corps. Respectfully requesting to re-new the Ambulance Building Lease. The past lease was a 25 year lease at the rate of One Dollar per year. We request that this remain the same. Adding items to the lease listed below.

Page 3

Twenty-Eighth- The landlord (Township of South Hackensack) provide adequate

- **Heating/Hot water**
- **Air-Conditioning**
- **Electric**
- **Plumbing**
- **Ventilation/Ambulance Ventilation**
- **Interior/Ext. Lighting**
- **Provide Connection to Emergency Generator**

If there is any questions or concerns please feel free to contact me.

Respectfully Submitted:



Bob Serio, Chief



Governor
Jon S. Corzine

Chairman
Joseph V. Doria, Jr.

Commissioners
James A. Anzevino
Michael J. Gonnelli
Leonard R. Kaiser
Mia M. Macri
Eleanore S. Nissley
Arleen F. Walther

Executive Director
Robert R. Ceberio

New Jersey Meadowlands Commission

Administration Building: One DeKorte Park Plaza ☎ Phone: 201-460-1700 ☎ Fax: 201-460-1722
Meadowlands Environment Center: Two DeKorte Park Plaza ☎ Phone: 201-460-8300 ☎ Fax: 201-842-0630
Lyndhurst, NJ ☎ 07071 ☎ www.njmeadowlands.gov

April 25, 2008

Honorable Rosina Romano
Mayor
Township of South Hackensack
227 Philips Avenue
South Hackensack, NJ 07606

Dear Mayor Romano:

I am pleased to announce that at the April 23, 2008 Commission Meeting, the New Jersey Meadowlands Commission adopted Resolution No. 08-35 authorizing the establishment of the Downtown Revitalization Grant Program. A copy of the resolution is attached for your information. The overall 2008 funding level for the Downtown Revitalization Grant Program is \$310,000.

A copy of the NJMC Downtown Revitalization Grant Program guidelines and application form is attached for your use. If you have questions regarding the program, please feel free to contact me or Debbie Lawlor, Chief of Sustainability and Economic Growth, at 201-460-4671.

Sincerely,

Robert R. Ceberio
Executive Director

Enclosures

cc: Christine Sanz, Director of Legal Affairs, Chief Counsel
Debbie Lawlor, Chief of Sustainability and Economic Growth

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MAY 02 2008

BEATTIE PADOVANO, LLC

COUNSELLORS AT LAW
50 CHESTNUT RIDGE ROAD
P.O. BOX 244

MONTVALE, NEW JERSEY 07645-0244

(201) 573-1810

HACKENSACK AREA
(201) 489-3012

www.beattielaw.com

SOUTH HACKENSACK
KATHLEEN S. COOK (NJ, NY, GA BARS)
MUNYANESSA R. ELLIOTT (NJ, NY BARS)
KEVIN J. CONNELL (NJ, NY BARS)

GREGG A. PADOVANO (NJ, DC BARS)
JAMES V. ZARRILLO (NJ, NY BARS)
RENATA A. HELSTOSKI (NJ, NY BARS)
JEANETTE A. ODYNSKI (NJ, NY BARS)
DANIEL L. STEINHAGEN (NJ, NY BARS)
ANNALISA SIRACUSA (NJ, NY BARS)
CRISTIN M. KEEGAN (NJ, NY BARS)

FAX: (201) 573-9736 & (201) 573-9369

WRITER'S DIRECT ACCESS
Email: gpadovano@beattielaw.com
Direct Dial: (201) 799-2158

RALPH J. PADOVANO (NJ, NY BARS)
MARTIN W. KAFALAN (NJ, NY, DC BARS)
ADOLPH A. ROMEI (NJ, NY BARS)
JOHN J. LAMB (NJ, NY BARS)
ANTIMO A. DEL VECCHIO (NJ, NY, DC BARS)
ROBERT A. BLASS (NJ, NY BARS)
IRA J. KALTMAN (NJ, NY BARS)
ARTHUR N. CHAGARIS+ (NJ, DC BARS)
STEVEN A. WEISFELD (NJ, NY BARS)

COUNSEL TO THE FIRM
JAMES R. BEATTIE (NJ, NY, DC BARS)
ROGER W. BRESLIN, JR. (NJ BAR)
THOMAS W. DUNN (NJ BAR)
JOSEPH A. RIZZI (NJ BAR)

OF COUNSEL
FRANCIS B. SHEEHAN (NJ, NY BARS)
DANA B. COBB (NJ, NY BARS)
BRENDA J. STEWART (NJ BAR)
IRA E. WEINER (NJ BAR)
EMERY C. DUELL (NJ, CA, NY BARS)
MARY ELLEN B. OFFER (NJ, NY BARS)

+Certified by the Supreme Court of
New Jersey as a Civil Trial Attorney

April 30, 2008

OUR FILE NO. 004775

Via Facsimile Transmission and First Class Mail

Honorable Rosina Romano, Mayor
Township Committee Members
Township of South Hackensack
227 Phillips Avenue
South Hackensack, New Jersey 07606

Re: South Hackensack Board of Education

Dear Mayor Romano and Committee Members:

As you may know, we represent the Board of Education of the Township of South Hackensack in an application pending before the Planning Board. The Board of Education has filed an application proposing a minor subdivision wherein two parcels of land, each approximately 900 feet in total area, will be exchanged between the Board of Education and adjacent property owner, Forsgate Ventures. The parcels, if permitted to be subdivided, will be utilized in accordance with the existing use of the Forsgate property and the existing use of the Board of Education property. Specifically, both parcels will be used for parking and/or open space. Neither Forsgate nor the Board of Education is not proposing to improve the parcels with any structures or buildings under this application.

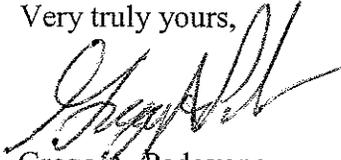
COMMUNICATIONS SECTION
USA COMMUNICATIONS
20000
10000
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Thirty-Eight Years of Service

April 30, 2008
Page 2

Since the Board of Education is a public body within the Township, we respectfully request that the Township waive the application fees in connection with the pending application. On behalf of the Board of Education, we thank you for your consideration of this request. The application is scheduled for review before the Township Planning Board on May 19, 2008.

Very truly yours,



Gregg A. Padovano

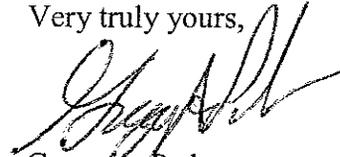
GAP:sav

cc: Dr. William DeFabiis, Chief School Administrator (via First Class Mail)
Ms. Linda LoPiccolo, Township Clerk (via e-mail lindal.sh@verizon.net)
Carole Ostrowski, Planning Board Secretary (via e-mail caroleo.sh@verizon.net)

April 30, 2008
Page 2

Since the Board of Education is a public body within the Township, we respectfully request that the Township waive the application fees in connection with the pending application. On behalf of the Board of Education, we thank you for your consideration of this request. The application is scheduled for review before the Township Planning Board on May 19, 2008.

Very truly yours,



Gregg A. Padovano

GAP:sav

cc: Dr. William DeFabiis, Chief School Administrator (via First Class Mail)
Ms. Linda LoPiccolo, Township Clerk (via e-mail lindal.sh@verizon.net)
Carole Ostrowski, Planning Board Secretary (via e-mail caroleo.sh@verizon.net)