

Township of South Hackensack
County of Bergen, New Jersey
May 4, 2006 7:30 P.M.
Worksession Meeting
MINUTES

Robyn Scholz, MayorPresent
Lucindo A. LoPiccolo, Jr., Deputy Mayor.....Present
James AnzevinoPresent
Gary BruggerPresent
Walter Eckel, Jr.....Present

Also present:
David V. Nasta, Esq., Municipal Attorney
Linda LoPiccolo, Municipal Clerk
Approximately 25 members of the public

Call of Meeting to Order

Mayor Scholz called the 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 role.

Special Presentation

Bill Comery from Paramus, NJ was introduced to the members of the Township Committee and the public by Committee member Brugger. Since the township is interested in developing a Shade Tree Commission and tree ordinances Brugger and Anzevino surveyed the township with Mr. Comery and would like his assistance with implementing the necessary ordinances and programs.

Willilam DeFabiis, Ed.D., Chief School Administrator, Memorial School – Dr. DeFabiis presented a 2006-07 Budget analysis and explained it to the members of the committee and the public. His report has been made a part of and included in the minutes of this meeting. Lou LoPiccolo and Gary Brugger were selected to serve on a sub-committee to review the report and documentation submitted and make a recommendation to be adopted by resolution on May 11, 2006.

Correspondence

- April 13, 2006 - Bruce S. Friedman, Supervisor Municipal Stormwater Regulation Program Re: 2005 Annual Report. Eckel advised that he will meet with Superintendent Paladino and report back to the committee at next meeting.

- April 19, 2006 – Aaron R. Graham, Ed.D., County Superintendent Re: Defeated School Budget. Brugger motioned; LoPiccolo seconded to accept the correspondence and place in the appropriate file. All in favor.
- April 19, 2006 – William DeFabiis, Ed.D., Chief School Administrator, School Business Administrator Re: Official 2006-2007 School District Budget Statement and supporting documents on which the governing body is to determine the amount to be raised by local taxes no later than May 19, 2006. Brugger motioned; LoPiccolo seconded to accept the correspondence and place in the appropriate file. All in favor.
- April 19, 2006 – Joseph Clarke Williams, CLU, RFC – Re: Life Insurance. Anzevino motioned; LoPiccolo seconded to accept the correspondence and renew the life insurance with Met Life effective July 1, 2006. All in favor.
- May 3, 2006 – Lt. M. Montenegro Re: Resignation of Madelyn Santana effective May 1, 2006. David Nasta advised that a resignation should be submitted by the employee and if not he would contact her to confirm her resignation.
- General Correspondence – April 2006. Brugger motioned; LoPiccolo seconded to accept the correspondence and place it in the appropriate file. All in favor.
- Monthly Reports – April 2006. LoPiccolo motioned; Eckel seconded to accept the monthly reports and place them in the appropriate file.
- May 4, 2006 – Loretta D'Ambrosio, Treasurer Re: Potential shortfalls in the introduced 2006 Municipal Budget. Mayor Scholz advised that she would speak with the treasurer regarding the potential shortfalls in the 2006 introduced budget and report back to the committee at the regular meeting.
- May 4, 2006 – Michael D. Frew, Police Chief Re: Request to purchase two marked police cars. Brugger motioned; Eckel seconded to authorize Chief Frew to obtain quotes/state contract pricing on two new marked vehicles for the police department. All in favor.
- May 4, 2006 – Michael D. Frew, Police Chief Re: Scheduling. Brugger motioned; LoPiccolo seconded to accept the correspondence. All in favor.

Old Business

- Lenny Falato's resignation (Fire Sub-Code Official, Plumbing Sub-Code Official) and need to replace. The clerk was advised to advertise for the positions.
- NJDOT Fiscal Year 2007 Municipal Aid Program.
- Municipal Complex Generator – Proposal to perform maintenance / load bank test. LoPiccolo motioned; Brugger seconded to authorize the maintenance agreement and load bank test by Cooper Power Systems in an amount not to exceed \$1,595.00. All in favor.
- 2006 Entertainment License Renewal – Pleasure Lounge, Inc. David Nasta advised that the municipal court matter has been dismissed and since there are no other outstanding issues, the committee can act upon the issuance of the

entertainment license. Anzevino motioned; Brugger seconded to renew the Entertainment License for the period January 1, 2006 through December 31, 2006. All in favor.

- Sewer Jet – Receipt of Bids – May 2, 2006. Anzevino motioned; Brugger seconded to reject the bid of Byer Bros., Inc. in the amount of \$156,897.75 because it was over the budgeted amount, and further to authorize David Nasta to negotiate with Byer Bros., Inc. for the purchase of a sewer truck. All in favor.
- DPW Building Site Survey – The clerk distributed a road map for the rehabilitation of the DPW facilities that included a cost to prepare a site survey. The committee needed time to review the proposal, so the matter was tabled until May 11, 2006 for more discussion.
- HVAC Specification – The clerk advised that Boswell Engineering has not yet submitted specifications for the work, but that it is expected by Tuesday, May 9, 2006.

New Business

There was no new business discussed

Ordinances

There were no ordinances

Resolutions

- Resolution No. 2006- Authorizing The Mayor And Municipal Clerk To Execute An Agreement With Teamsters Local Union No. 11 And Authorizing Amendment Of The 2006 Salary Ordinance Consistent With The Terms Of Said Agreement

Offered: Brugger

Second: Eckel

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

- Resolution Authorizing Closed Session – Personnel, Litigation

Offered: Anzevino

Second: Scholz

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

Committee Reports

James Anzevino – Regarding Student Government Day, Anzevino suggested either May 24 or 31st. He would report back to the committee after speaking with Dr. DeFabiis.

Eckel presented quotes to install a higher fence in the park to prevent softballs from entering yards of homes that are on the park perimeter. LoPiccolo thought the committee had previously discussed requiring park permittees to use low flight balls. Anzevino suggested speaking with Dan Breslin regarding that before making a decision. LoPiccolo suggested implementing the policy and advising all permittees of the policy.

Anzevino requested that the clerk prepare a resolution for presentation to John Sanzari at the May 11, 2006 meeting for his dedication and long time service as a South Hackensack firefighter.

He reported that approximately 62 children have signed up for summer recreation and that the police department will sponsor a bike safety inspection program on May 13th.

Gary Brugger – Reported attending a TANAAC meeting at Teterboro Airport wherein it was reported that in 2005 flights were down by 7%, with an approximate decrease in large jet traffic by 3%

Lou LoPiccolo – Reported attending an HMMC meeting wherein a bill that was introduced by Senator Sarlo was discussed. The bill would re-imburse municipalities who contribute or pay annually to the New Jersey Meadowlands Commission.

Walter Eckel – No report

Robyn Scholz – Suggested inviting the Little Ferry governing body to the June meeting and presenting them with a plaque in appreciation for allowing the township to use their facility for night gym. Regarding senior housing, Scholz advised that the recently appointed developer met with representatives of Bergen County. Bergen County has no objection to the transfer of existing tax credits to the new developer. Additionally, the developer is meeting with NJHMFA on the tax credits and securing the financing package.

Public Comments

Dolly Montenegro, 57 Phillips Avenue – She wrote a letter to the City of Hackensack regarding the deplorable condition of Vreeland Avenue and suggested to the Township Committee that they apply for Local Aid along with Hackensack to repave Vreeland Avenue in its entirety. She requested that the fence in the park along the property of Mr. Gallitano be painted.

Closed Session

Anzevino motioned; Brugger seconded to go into closed session at 9:17 p.m. All in favor.

Eckel motioned; Brugger seconded to re-open the meeting to the public at 10:50 p.m. All in favor.

Adjournment

Eckel motioned; Brugger seconded to adjourn the meeting at 10:50 p.m. All in favor.

Respectfully submitted,

Linda LoPiccolo
Municipal Clerk

Resolution No. 2006-086 Appoint CTC, CFO, Assist Tax Collector, Clerk/Typist

WHEREAS Rosemarie T. Giotis resigned from her full time positions as both Certified Tax Collector and Certified Finance Officer effective April 7, 2006; and

WHEREAS Rosemarie T. Giotis requested that she be re-appointed on a part time basis as Certified Finance Officer and Certified Tax Collector; and

WHEREAS the Township Committee is desirous of appointing Rosemarie T. Giotis as the township's Certified Finance Officer and Certified Tax Collector on a part time basis; and

WHEREAS the Township Committee is desirous of appointing a clerk typist to perform duties in accordance with §40-34. of the Code of the Township of South Hackensack; and

WHEREAS the Township Committee is desirous of appointing an Assistant Tax Collector to perform the duties in accordance with §40-16 of the Code of the Township of South Hackensack

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, Bergen County, New Jersey that Rosemarie T. Giotis, CTC/CFO be and she is hereby appointed as the Township's Certified Tax Collector on a part time basis effective April 10, 2006, for a four-year term;

BE IT FURTHER RESOLVED that Mrs. Giotis be and she is hereby appointed as the Township's Certified Finance Officer on a part time basis effective April 10, 2006 for a four-year term;

BE IT FURTHER RESOLVED that Mary Terraccino be and she is hereby appointed as Assistant Tax Collector effective May 1, 2006;

BE IT FURTHER RESOLVED that Carole Ostrowski be and she is hereby appointed as Clerk/Typist effective May 1, 2006; and

BE IT FURTHER RESOLVED that the salaries associated with the appointed positions shall be adopted by ordinance after consideration by the Township Committee.

Offered: Anzevino

Second: Brugger

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo Absent: Scholz

Date: April 20, 2006

Resolution 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.

 X (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.

 X (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.

X (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.

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.

 (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 5, 2006.

Linda LoPiccolo
Township Clerk