

Township of South Hackensack
County of Bergen, New Jersey
September 14, 2006 7:30 P.M.
Regular Meeting
MINUTES

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

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

Call of Meeting to Order

Mayor Scholz 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 role.

Special Presentations

Mayor Scholz presented Lance Corporal Carmelo Di Pasquale with a "Key to the City" plaque to welcome him home from Iraq where he served in the marines. He will return to Iraq after receiving additional training in California. Carmelo was born and raised in South Hackensack. Scholz thanked him for his service and offered kind words of encouragement and support to him and his family who were in attendance.

Mayor Scholz and Committee Member Anzevino made a very special presentation of a "Key to the City" and citation to each member, of the Little Ferry/South Hackensack Girls Minor League Softball 9-10 Section II Champions, and the Little Ferry/South Hackensack Girls Junior Softball League 13-14 Section II Champions. The Township Committee offered their congratulations to the team members and their coaches for their accomplishments.

Anzevino motioned; Brugger seconded to recess for ten minutes at 7:50 p.m. All in favor.

Anzevino motioned; Brugger seconded to resume the meeting at 8:00 p.m. All in favor.

Correspondence

Brugger motioned; Eckel seconded to accept the reports submitted by the following departments for the month of August unless otherwise noted: Fire Prevention, Fire Prevention (July), Health Department, Property Maintenance, Ambulance Corps., Zoning. All in favor.

Old Business

COAH – Scholz motioned; Brugger seconded to table the matter until the October 5, 2006 work session so that the Township Attorney could contact COAH on the Township's submission for 3rd round substantive certification. All in favor.

South Hackensack Website – The clerk advised that work has been done on the website and that a presentation will be made by Kevin Kopec at the October 5th meeting.

NJMC – Solar Power/Renewal Energy – Anzevino motioned; Brugger seconded to authorize the clerk to sign the letter of intent to participate in the solar power/renewal energy program. All in favor. Mayor Scholz left the room momentarily and did not vote on this matter.

Shade Tree Ordinance – Mr. Anzevino and Mr. Nasta reported that they are preparing a shade tree ordinance that will be ready for circulation to the members of the committee in two weeks that can then be introduced at the October worksession.

Municipal Court – Payment Window

Eckel motioned; Brugger seconded to authorize Hudson Glass to supply and install a bullet-proof payment window in the municipal court office at a cost not to exceed \$1,950.00. All in favor.

Michael Ward – Compensation for NIMS Training

Brugger motioned; LoPiccolo seconded to authorize payment of \$25.00 per hour to

New Business

Ordinances

Second Reading, Public Hearing and Adoption of

ORDINANCE NO. 2006-17

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 208 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "ZONING"

LoPiccolo motioned; Brugger seconded to open the public hearing on Ordinance 2006-17. All in favor.

John Falato, 399 Chestnut Avenue – Concerned about the public health and safety regarding this use, that it could be a life hazard use, as well as the possibility that the buildings could be purchased by Hackensack Medical Center and become tax exempt. Anzevino responded that Hackensack Medical Center does not run its own laboratories. They are run by private companies. Anzevino indicated that he is very familiar with this use and that it is clean and safe. Toxins will not be emitted into the air, and the rates for buildings with a life science use will increase by 3.5 times the rate of a regular office building. Anzevino explained that the most accurate way to assess a commercial/industrial building is to ascertain its highest and best use, and use the information to calculate its assessment. The area is desirable for this type of use because of our close proximity to the airport and the medical center.

LoPiccolo motioned; Brugger seconded to close the public hearing on Ordinance 2006-17. All in favor.

LoPiccolo motioned; Eckel seconded to adopt Ordinance 2006-17 and advertise its adoption as prescribed by law. Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

Second Reading, Public Hearing and Adoption of

ORDINANCE NO. 2006-18

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 208 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "ZONING"

Anzevino motioned; Brugger seconded to open the public hearing on Ordinance 2006-18. All in favor.

There were no public comments offered: Anzevino motioned; Brugger seconded to close the public hearing on Ordinance 2006-18. All in favor.

LoPiccolo motioned; Brugger seconded to adopt Ordinance 2006-18 and advertise its adoption as prescribed by law. Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

Resolutions

Consent Resolution No. 2006-09

Offered: Anzevino

Second: Brugger

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

Committee Reports

Walter Eckel, Jr. – Advised that the engineer's report had been received this evening for the DPW building. He asked that everyone review the report for next month's meeting.

Gary Brugger – Was very concerned over the number of students residing at the motels who are attending Memorial School. He would like to meet with the police chief and the school board to take control of the situation since the township has an ordinance that prohibits staying in the motels for longer than 30 days.

Brugger then reported that Dr. Madis laboratories located on Huyler Street emitted a foul smelling odor into the air last Tuesday that could possibly have been mace. An investigation has been undertaken as to its cause and he will report back to the committee at that time.

Public Comments

Lonnie Bedell, 51 Grove Street – Received Mayor Scholz's reply to his correspondence by said that she did not respond to some of the items. Mayor Scholz responded to Mr. Bedell and there was a discussion regarding the senior housing project. Mr. Bedell voiced his concern over the contamination on the site. Scholz assured Mr. Bedell that she would not permit the health of the citizens of South Hackensack to be compromised and she will look into whether or not the property is safe in its current condition or if the township needs to take steps until such time as the developer takes over the property for development.

Anzevino motioned; Brugger seconded to close the public comments. All in favor.

LoPiccolo motioned; Brugger seconded to go into closed executive session at 9:22 p.m. to discuss Litigation – Lighthouse Restaurant Services, Inc. – Petition filed with ABC on appeal of liquor license renewal. All in favor.

Closed Session

Minutes were taken of the closed session matters discussed and will be made available to the public when permitted by law and authorized by the governing body.

Adjournment

Brugger motioned; Anzevino seconded to adjourn the meeting at 9:44 p.m. All in favor.

Respectfully submitted,

Linda LoPiccolo
Municipal Clerk

Consent Resolution No. 2006-09

WHEREAS, the Township Committee of the Township of South Hackensack, has reviewed the Consent Agenda consisting of various proposed resolutions; and

WHEREAS, the Township Committee of the Township of South Hackensack is/is not desirous of removing a resolution from the consent agenda,

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of South Hackensack that the following resolutions on the Consent Agenda are hereby approved and adopted:

Resolution No. 2006-137 Authorize Firefighter Convention Expenses

Resolution No. 2006-138 Approve Minutes

Resolution No. 2006-139 Licenses–September 2006

Resolution No. 2006-140 Authorizing the Township Committee to Investigate the Feasibility of an Interlocal Service Agreement or Measures to Consolidate the Department of Public Works Services

Resolution No. 2006-141 Bills \$1,064,389.70

Resolution No. 2006-142 Authorize Convention Expenses – 91st Annual New Jersey State League of Municipalities Convention

Resolution No. 2006-143 Extension of Due Date for 3rd Quarter Taxes

Resolution No. 2006-144 Authorize Tax Sale – December 13, 2006

Resolution No. 2006-145 Refund for County Board Judgments

Offered: Anzevino

Second: Brugger

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

Date: September 14, 2006

Resolution No. 2006-137 Authorize Firefighter Convention Expenses

WHEREAS, the Township Committee of the Township of South Hackensack is desirous of supplementing the cost of attendance at the Annual Firefighter Convention held in Wildwood, New Jersey

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey, that all Life Members to the New Jersey State Firemen Association who attend the convention receive a stipend of \$100.00, and

BE IT FURTHER RESOLVED that the Fire Prevention Chief, Fire Chief, Deputy Fire Chief, and Captain receive a stipend in the amount of \$175.00

BE IT FURTHER RESOLVED that reimbursement for expenses will be made providing that following the convention a signed voucher along with a receipt of expenses is submitted to the Treasurer.

Life Members

1. Michael Cherubini	100.00
2. Dominick Dalessio	100.00
3. Walter Eckel, Jr.	100.00
4. Raymond DeRiso	100.00
5. Frank Furbacher	100.00
6. John Garbutt	100.00
7. Frank Giaquinto	100.00
8. Philip Iacono	100.00
9. John Kopec	100.00
10. Michael Nasta, Jr.	100.00
11. William Panagia	100.00
12. Raffaele Perfetto	100.00
13. Pat Spadavecchia	100.00
14. Emil Yannetti, Jr.	100.00
15. James H. Riley	100.00
16. Michael Nasta	100.00
17. Sabino Barardo	100.00
18. Leonard Falato	100.00
19. Jack Ferraro	100.00
20. Michaelangelo Marrella	100.00
21. John Montenegro, Jr.	100.00
22. James Oliver	100.00
23. Anthony Zisa, Jr.	100.00
24. Francesco Maceri	100.00
25. Edward DelVecchio	100.00

Fire Officers

1. James H. Riley, Chief	175.00
2. Michael Cherubini, Deputy Chief	175.00
4. William Panagia, Fire Prevention Chief	175.00

Dated: September 14, 2006
Consent Agenda Resolution 2006-09

Resolution No. 2006-138 Approve Minutes

BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that the following minutes be and are hereby approved as submitted.

July 13, 2006

Consent Resolution No. 2006-09
Date: September 14, 2006

Resolution No. 2006-139 Licenses–September 2006

WHEREAS, the following have made applications and paid a fee for various licenses, and

WHEREAS, the Township Committee has no exception to the issuance of these licenses,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following licenses by and are hereby approved unless noted and with conditions as noted.

General
Licenses:

	Alexander		
8/16/06	Nicholas	3514	\$5.00
8/23/06	Mary Carey	3515	\$5.00
8/30/06	Karine Shahianum	3516	\$5.00

Fire Licenses:

	Don Kurela		
8/15/06	Roofing	2220	\$35.00

Consent Agenda Resolution No. 2006-09

Date: September 14, 2006

Resolution No. 2006-140 Authorizing the Township Committee To Investigate The Feasibility Of An Interlocal Service Agreement Or Measures To Consolidate The Department Of Public Works

WHEREAS, the citizens of the State of New Jersey and the Township of South Hackensack are ever cognizant of the burden that property taxes places upon all taxpayers; and

WHEREAS, Governor Corzine and the New Jersey State Legislature have determined that the issue of property taxes is of such importance to the citizens of the State of New Jersey that a special constitutional convention and committees are being convened to address the problem; and

WHEREAS, it is expected that each governing body will take measures to analyze all aspects of its municipal government to determine whether and where efficiencies may be found; and

WHEREAS, it is anticipated in the future that State aid may be dependent upon municipal government taking actions such as consolidating its municipal services with other local governments; and

WHEREAS, the Township Committee has deemed it responsible and prudent to analyze all of its departments and services and has determined to begin with the Department of Public Works

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the Township Committee immediately orders the following actions to be undertaken;

1. That the committee appoint two of its members to a sub-committee to analyze and report back to the full committee within sixty (60) days various methods and options in which the Department of Public Works may be consolidated with or its services performed by neighboring municipalities and/or private industry.
2. That the sub-committee shall undertake in conjunction with its professionals and municipal staff an analysis of all costs to operate the department including but not limited to labor, benefits, equipment and building operations.
3. That an inventory of all equipment and appraisal of the same be conducted by department of public works superintendent and that a report be submitted to the sub-committee within thirty (30) days of the passage of this resolution.
4. That the superintendent of the department of public works shall keep a daily written record of the duties assigned and tasks performed by each member of the department of public works including the amount of time expended for the tasks performed in order to determine the nature and extent of the services to be evaluated. Said reports shall be provided to the municipal clerk on a weekly basis who shall thereafter make the same available to the general public.
5. The department of public works superintendent shall prepare a monthly log of all fuels utilized to accomplish the tasks of the department of public works and the committee shall evaluate the monthly costs of the same. The sub-committee shall analyze and provide to the full committee a report on said fuel expenditures over the past twelve months.
6. A report shall be obtained determining the value of the land and buildings comprising the DPW headquarters and various options for the utilization of said public lands.

BE IT FUTHER RESOLVED, that a copy of this resolution shall be provided to the Superintendent of the Department of Public Works who shall duly undertake the directions set forth herein.

Consent Agenda Resolution No. 2006-09

Date: September 14, 2006

Resolution No. 2006-142 Authorize Convention Expenses – 91st Annual New Jersey State League of Municipalities Convention

WHEREAS the 92nd Annual New Jersey State League of Municipalities Convention will be held in Atlantic City, New Jersey, Tuesday, November 14, 2006 through Friday, November 17, 2006, and

WHEREAS the Township Committee of the Township of South Hackensack is desirous of authorizing certain township officials to attend the convention and provide for the funding for those officials

NOW, THEREFORE, BE IT RESOLVED that the following Township officials are hereby authorized to attend the annual League of Municipalities Convention that will be held November 14-17, 2006:

1. Township Committee (5)
2. Police Chief
3. Municipal Clerk
4. Tax Assessor
5. Fire Prevention Chief
6. D.P.W Superintendent
7. Zoning Officer

BE IT FURTHER RESOLVED that the following limits and terms of the convention shall be as follows:

1. Time off with pay shall not exceed two (2) work days;
2. Proof of attendance at no less than one League of Municipalities seminar each day is required;
3. Hotel accommodations provided by the Township shall not exceed two (2) nights;
4. Hotel accommodations provided by the Township or reimbursed to an employee shall not exceed 155.00 per night, inclusive of all taxes and fees;
5. Reimbursement of meal and travel expenses shall not exceed \$60 per day, maximum of \$120;
6. Convention registration fee not to exceed \$45.00 shall be paid by the municipality or reimbursed to attendees upon submission of a valid receipt;
7. Reimbursement of expenses shall be paid after submission of receipts to the Municipal Clerk
8. All cancellations and/or room changes must be reported to the Municipal Clerk no later than October 1, 2006.
9. Any charges incurred by the municipality as a result of late cancellations will be the responsibility of the employee/official

Consent Agenda Resolution 2006-09
Date: September 14, 2006

Resolution No. 2006-143 Extension of Due Date for 3rd Quarter Taxes

WHEREAS, the 2006 tax rate for the Township of South Hackensack had not been established by the statutory mailing date, and

WHEREAS, the tax bills were mailed on August 18, 2006,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack, County of Bergen, that an extension of time be granted for payment of third quarter 2006 taxes originally due August 1, 2006 is hereby granted until September 12, 2006.

BE IT FURTHER RESOLVED that all tax payment submitted after September 12, 2006 will accrue interest from August 1, 2006 in accordance with the New Jersey Statutes.

Consent Agenda Resolution 2006-09

Date: September 14, 2006

Resolution No. 2006-144 Authorize Tax Sale – December 13, 2006

WHEREAS, N.J.S.A. 54:5-19 provides for sale of current year taxes and municipal liens, which are outstanding as of the 11th day of the 11th month; and,

WHEREAS taxes and sewer user charges for the year 2006 are delinquent as of that date,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, that a sale of delinquent 2006 property taxes and sewer user charges be held on Monday, December 13, 2006 at 11:00 A.M.

BE IT FURTHER RESOLVED that proper notice be mailed to property owners, published and posted as prescribed by law.

Consent Agenda Resolution 2006-09

Date: September 14, 2006

Resolution No. 2006-145 Refund for County Board Judgments

WHEREAS, the Bergen County Board of Taxation has issued judgments reducing the assessed valuation and consequently 2006 taxes as follows:

<u>Judgment</u>	<u>Block</u>	<u>Lot</u>	<u>Assessment</u> <u>Reduction</u>	<u>2006 Tax</u> <u>Reduction</u>
59-0600102	42	15	36,600	1079.70

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township

of South Hackensack, County of Bergen, that the Tax Reduction be credited to the fourth quarter 2006 taxes on the appropriated line items.

Consent Agenda Resolution 2006-09

Date: September 14, 2006