

Township of South Hackensack
Bergen County, New Jersey
December 11, 2008 7:30 P.M.
Regular 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

Eckel motioned; Maceri seconded and the Committee unanimously agreed to accept and file correspondence dated October 31, 2008, from Jack Terhune, President 200 Club re: Notification that application for Quantifit Respirator Fit Test Machine in the amount of \$8,534.00 has been approved.

Roman motioned; Maceri seconded and the Committee unanimously agreed to accept and file correspondence from David N. Grubb, Executive Director, MELJIF Re: Notification that as a township with an updated Employment Practices Liability (EPL) program the Township's deductible has been reduced to \$10,000 for POL/EPL claims.

Eckel motioned; Anzevino seconded and the Committee unanimously accepted with regret, correspondence dated December 5, 2008, from Carole Ostrowski, Licensing/Payroll/Accts. Payable Clerk Re: Letter of resignation effective December 19, 2008.

Maceri motioned; Roman seconded to accept correspondence dated December 9, 2008, from Michael D. Frew, Chief of Police re: Dispatcher Recommendation – Robert Czarnecki, and to appoint Robert Czarnecki as a full-time dispatcher effective January 4, 2009. Roll Call Vote: Ayes: Maceri, Roman, Romano Nays: Anzevino, Eckel

Maceri motioned; Roman seconded to accept correspondence dated December 9, 2008, from Michael D. Frew, Chief of Police re: Police Officer Recommendation – Daniel Breslin, and to appoint Daniel Breslin as a police officer effective January 4, 2009. Roll Call Vote: Ayes: Maceri, Roman, Romano Nays: Anzevino, Eckel

Anzevino motioned; Eckel seconded and the Committee unanimously accepted correspondence dated December 9, 2008, from Carmine Maceri, 2nd Lt., and SHFD Secretary – Advising that Michael Fantauzzi and John Daily have been accepted as members of the Fire Department, and approved membership.

Roman motioned; Maceri seconded and the Committee unanimously accepted General Correspondence – November 2008.

Eckel motioned; Anzevino seconded and the Committee unanimously accepted Reports – Monthly Departmental November 2008.

Anzevino motioned; Roman seconded and the Committee unanimously agreed to accept intent to retire letter from Nicholas Ulliana dated December 11, 2009.

Old Business

Municipal Complex Boiler Repair – Mr. Paladino obtained several quotes to repair the boiler. Roman motioned; Maceri seconded and the Committee unanimously agreed to repair the municipal complex boiler at a cost not to exceed \$3,720.00

Senior Citizen Housing – Romano reported that the Bergen County Housing Authority will meet with the developer of the housing project on Tuesday to finalize their agreement. The Township will hold a special meeting before the end of the year if necessary. The report prepared by John A. Conte, Esq. for the Board of Chosen Freeholders dated November 30, 2008, was available for the public.

Police Hiring, Dispatcher Hiring – Anzevino and Eckel voiced their objection to hiring a police officer. They were concerned about budgetary cap restraints and both objected to the manner of hiring – no test, no advertisement and that only one person was interviewed for the positions. Roman responded that prior administrations hired without tests and that the Township ordinance does not require testing. Romano replied that Chief Frew has requested new hires since he became Chief. Roman said that hiring one dispatcher and one patrolman will help reduce overtime. Regarding the CAP, Romano replied that every year the town has CAP issues. Maceri said that Dan Breslin will make an outstanding police officer. In his first year he will make approximately \$46,000. Had he remained in the DPW, he would've earned \$64,000. He will not be replaced in the DPW; he is simply transferring from one department to another. He is replacing Nicky Ulliana who will retire some time in 2009. Overall, he expects a savings to the Township of \$27,000.

New Business

Reorganization – Appointment of Professionals (Fair and Open or Non-Fair and Open)
The Township Committee will reorganize on Sunday, January 4, 2009 at 12 noon.
Professional contracts will be authorized using the Non-Fair and Open process.

Ordinances

Introduction of and set the date for public hearing on Ordinance 2008-12
Proposed ORDINANCE ADOPTING a revision to Chapter 161 of the Code of South Hackensack

Maceri motioned; Roman seconded to Introduce Ordinance 2008-12 and set the date for its public hearing as December 23, 2009 at 7:30 p.m. Roll Call Vote: Ayes: Anzevino, Maceri, Roman, Romano Nays: Eckel

Introduction of and set the date for public hearing on Ordinance 2008-13
Proposed ORDINANCE ADOPTING a revision to Chapter 52-1 of the Code of South Hackensack

Maceri motioned; Roman seconded to Introduce Ordinance 2008-13 and set the date for its public hearing as December 23, 2009 at 7:30 p.m. Roll Call Vote: Ayes: Maceri, Roman, Romano Nays: Anzevino, Eckel

Resolutions

Consent Resolution No. 2008-12
Offered: Maceri Second: Roman
Roll Call Vote: Ayes: Anzevino, Eckel, Maceri, Roman, Romano

Resolution No. 2008-178 Authorizing Settlement of Tax Appeal – 240 South Main Street Block 1 Lot 25
Offered: Maceri Second: Romano
Roll Call Vote: Ayes: Eckel, Maceri, Roman, Romano Abstain: Anzevino

Anzevino motioned; Maceri seconded and the Committee unanimously agreed to deny Thomas Yannetti's request to carry 2008 unused vacation days to 2009.

Committee Reports

Walter Eckel – Asked if it would be a conflict of interest for Gregorio Maceri to vote on the adoption of an ordinance restructuring the police department since his brother is a police officer. John Carbone opined that there would be no conflict.

James Anzevino – Stated his objection to the restructuring of the police department by adding high ranking officers. He objected to the Township Committee meeting 2 days before Christmas to adopt the ordinance. He wished everyone a Happy, Healthy Holiday and wished Dan Breslin and Robert Czarnecki well.

Gregorio Maceri – Wished everyone a Happy & Healthy Holiday and congratulated both appointees. Reported that Santa Claus will tour the township on the fire truck on December 19th beginning at 6:30 p.m.

Gene Roman – No report

Rosina Romano – Congratulated both Dan Breslin and Robert Czarnecki on their appointments and wished everyone a Happy and Healthy Holiday.

Public Comments

Eckel motioned; Roman seconded and the Committee unanimously agreed to open the meeting for public comments.

Nellie Bordonaro – Mrs. Bordonaro owns property in the Township of South Hackensack with her mother. Her husband is John Tomic, of E-Tomic, the contractor proposed by Senior Citizen Housing at Grove Street, LLP to construct the 25 unit building. Mrs. Bordonaro advised the Committee that she is concerned about the project – its delay for 7 years, and said that the delays are because somebody does not want the project built.

John Carbone responded that Bergen County Housing Authority contacted Kauker & Kauker today (they are preparing the township's 3rd round COAH submission) to verify the number of low/moderate housing units in the project. Evidently, there was some miscommunication because the developer indicated in their application that there would be only 10 units of low/moderate housing, when in fact all 25 units are to be low/moderate income senior housing. The difference is that South Hackensack will get a total of 10 credits for all 25 of the units. As a result, BCHA has requested a further meeting with the developer to clarify their application. Hopefully, the developer will have a mortgage commitment by the December 29th special meeting. Everything is in place except for the general partner – Bergen County Housing Authority has stepped in to do that.

Lonnie Bedell, 51 Grove Street – Advised that he spoke with the developer and she did not request an adjournment of the meeting, rather it was the Township's attorney who advised the developer that they were not to attend the meeting. Mr. Carbone advised Bedell that he could obtain a copy of the email he sent to Mr. Mongelli confirming his request for an adjournment and also a copy of Judge Conte's report regarding the senior housing project.

John Falato, 399 Chestnut Avenue – Was in favor of police hiring and would like to see the Township Committee hire 2-3 more police officers. Regarding the senior housing

project, Mr. Falato complained that the developer does not properly maintain the property.

Closed Session

Roman motioned; Maceri seconded and the Committee unanimously agreed to go into closed executive session at 8:58 p.m.

Minutes were recorded of the matters discussed in closed session. Approved minutes will be made available to the public when requested and permitted by law. The following matters were discussed in closed session.

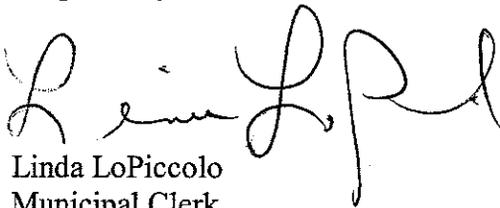
- Litigation – Tax Appeal – Block 25 L 1 (240 S. Main St)
- Negotiations – DPW

Anzevino motioned; Roman seconded and the Committee unanimously agreed to end closed session and re-open the meeting to the public at 9:30 p.m.

Adjournment

Anzevino motioned; Roman seconded and the Committee unanimously agreed to adjourn to end closed session and adjourn the meeting at 9:30 p.m.

Respectfully submitted,



Linda LoPiccolo
Municipal Clerk

Consent Resolution No. 2008-12

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. 2008-172 Licenses –December 2008

Resolution No. 2008-173 Approve Minutes

Resolution No. 2008-174 Change Order Vreeland Avenue

Resolution No. 2008-175 Appoint Michael Ward Emergency Management Coordinator, Michael Frew, Dep. OEM Coordinator

Resolution No. 2008-176 Transfer Appropriations

Resolution No. 2008-177 Bills \$505,363.40

Resolution No. 2008-178 Closed Session

Offered: Maceri

Second: Roman

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

Date: December 11, 2008

Resolution No. 2008-172 Licenses –December 2008

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

<u>Received</u>	<u>Business Name</u>	<u>License No.</u>	<u>Fee</u>
10/10/08	J. Aquillina	3728	5.00
10/10/08	G. Maisano	3729	5.00
10/22/08	D. Santaita	3730	5.00
11/14/08	Airport Motel	3731*	3,428.00

11/14/08	Pleasure Lounge	3732*	300.00
11/24/08	Twins Plus Lounge	3733	300.00
11/24/08	Club Flamingo	3734	300.00
11/25/08	Johnny A's Players Club	3735*	300.00
11/25/08	Super Eight Motel	3736*	3,428.00
11/25/08	Stage Coach Motel	3737*	2948.00

* Pending Satisfactory Inspections/Reports

Consent Agenda Resolution No. 2008-12

Date: December 11, 2008

Resolution No. 2008-173 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.

November 13, 2008

Consent Resolution No. 2008-12

Date: December 11, 2008

Resolution No. 2008-174 Change Order Vreeland Avenue

WHEREAS the Township's Engineer has transmitted Change Order No. 3 and Final in the amount of \$(6,062.00) to rectify quantities with regard to Improvements to Vreeland Avenue,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that Change Order No. 3 and Final for Improvements to Vreeland Avenue in the net amount of \$(6,062.00), attached hereto and made a part hereof, be and is hereby approved.

BE IT FURTHER RESOLVED that the Mayor be and is hereby authorized and directed to execute the change order on behalf of the Township of South Hackensack.

Consent Agenda Resolution 2008-12

Date: December 11, 2008

Resolution No. 2008-175 Appoint Michael Ward Emergency Management Coordinator, Michael Frew Dep. OEM Coordinator

BE IT RESOLVED by the Township Committee of the Township of South Hackensack that Michael Ward be and is hereby appointed as Emergency Management Coordinator

for the Township of South Hackensack, for a three year term to expire on December 15, 2011; and

BE IT FURTHER RESOLVED that Michael D. Frew be and he is hereby appointed as Deputy Emergency Management Coordinator for a three year term to expire on December 15, 2011.

Consent Agenda Resolution No. 2008-12
Date: December 11, 2008

Resolution No. 2008-176 Transfer Appropriations

WHEREAS, title 40A: 4-58 of the New Jersey Statutes provides that should it become necessary during the last two months of the fiscal year to spend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore, and there shall be an excess in any appropriation over and above the amount claimed to be necessary to fulfill the purpose of such appropriation, the Township Committee may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the Township Treasurer be and is hereby authorized to make the following transfers in the 2008 Budget Appropriations.

	FROM	TO
<u>OPERATIONS - WITHIN "CAP"</u>		
Police S/W	\$4,661.00	
Construction Code S/W	1,220.88	
Employee Group Insurance	14,468.12	
Admin/Exec. S/W		400.00
Engineering O/E		4,300.00
Police O/E		3,000.00
Dispatcher S/W		6,000.00
Buildings & Grounds		5,000.00
Board of Health S/W		250.00
Municipal Court S/W		900.00
Municipal Court O/E		500.00
<u>TOTAL</u>	<u>20,350.00</u>	<u>20,350.00</u>

Consent Agenda Resolution No. 2008-12
Dated: December 11, 2008

RESOLUTION NO.

2008 - 179

BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, State of New Jersey, that the proper warrants be drawn and that attached bills, with the exception of those bills not approved by a majority of the Committee, be paid providing funds are available in the amount of

505,363.40

Offered By:

Seconded By:

12/11/2008

Approved:

Rosina Romano

Developer's & Escrow

- 1350 South Hackensack Current Account
- 1351 Frank Trapani
- 1352 John M. Carbone
- 1353 Ralph W. Chandless Jr.
- 1354 North Jersey Media
- 1355 Boswell McClave Engineering
- 1356 North Jersey Media

Roll Call Vote

Attest

2,509.43
 1,500.00
 867.93
 986.24
 93.41
 3,167.23
 120.97

Total Developer's & Escrow

9,245.21

BMW

- 0001 Boswell McClave Engineering

5,488.18

Total BMW

5,488.18

Fed Ex

- 118 Boswell McClave Engineering

562.85

Total Fed Ex

562.85

Capital

- 1113 Boswell McClave Engineering
- 1114 4-Clean-Up

195.00

10,118.79

10,313.79

Payroll Agency

- 1120 NJ Family Support
- 1121 NJ Family Support
- 1122 N.J.Family Support
- 1123 Teamsters Local 11
- 1124 N.J.Family Support
- Wire JP Morgan Chase-Aliac-October
- Wire JP Morgan Chase-Aliac-November

523.00

523.00

523.00

192.00

523.00

15,375.55

10,850.44

Total Payroll Agency

28,509.99

Current Fund

- Check Nos 5873 to 5961 Per attached List

451,243.38

Total Current Account

451,243.38

Range of Checking Accts: GENERAL ACCOUNT to GENERAL ACCOUNT
Report Type: All Checks

Range of Check Ids: 5873 to Last
Report Format: Super Condensed Check Type: Computer & Manual

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Number
5873	11/17/08	SHP01 SO HACKENSACK PAYROLL AGENCY	1,974.39	487
5874	11/17/08	SHT01 SOUTH HACKENSACK TOWNSHIP	58,402.88	487
5875	11/24/08	SHP01 SO HACKENSACK PAYROLL AGENCY	3,008.27	488
5876	11/24/08	SHT01 SOUTH HACKENSACK TOWNSHIP	70,354.72	488
5877	11/24/08	STA04 STANDARD INSURANCE COMPANY	123.48	488
5878	11/24/08	UNI01 UNITED WATER NEW JERSEY	2,761.13	488
5879	12/03/08	CH001 CHOCOLATES WITH LOVE	280.00	489
5880	12/03/08	KRU01 KRULLER INC	144.69	489
5881	12/03/08	SHP01 SO HACKENSACK PAYROLL AGENCY	3,084.05	489
5882	12/03/08	SHT01 SOUTH HACKENSACK TOWNSHIP	124,183.22	489
5883	12/08/08	90501 905 CREATIVE	350.00	490
5884	12/08/08	ACC01 ACCU-ROOTER PLMG/DRAIN CLEAN	1,125.00	490
5885	12/08/08	AIR01 AIRTRON TECHNOLOGY INC	406.60	490
5886	12/08/08	ALL07 ALLIED OIL LLC	1,163.83	490
5887	12/08/08	BCB10 BCB JANITORIAL SUPPLY COMPANY	208.15	490
5888	12/08/08	BCM01 BERGEN COUNTY MUNI CLERK'S ASS	90.00	490
5889	12/08/08	BCR01 BERGEN PASSAIC CTY REGISTRARS	60.00	490
5890	12/08/08	BER01 BERGEN MUNICIPAL EMPLOYEE BENF	49,739.00	490
5891	12/08/08	BER15 BERGEN COUNTY EMS TRAINING CTR	55.00	490
5892	12/08/08	BON01 PETER BONGIOVANNI	750.00	490
5893	12/08/08	BOS01 BOSWELL ENGINEERING, INC.	4,346.00	490
5894	12/08/08	BRA01 DIANE BRANDO	128.90	490
5895	12/08/08	CAB01 CABLEVISION	74.95	490
5896	12/08/08	CAR01 JOHN M CARBONE	3,333.34	490
5897	12/08/08	CHR10 CHRISTMAS SPECTACULAR	3,525.00	490
5898	12/08/08	COA01 COAST AUTOMOTIVE	1,045.96	490
5899	12/08/08	CON02 ONE COMMUNICATIONS	732.18	490
5900	12/08/08	DEL03 DELL COMPUTERS	606.00	490
5901	12/08/08	DER02 RAYMOND DERISO	120.00	490
5902	12/08/08	DG01 D & G LANDSCAPING INC	565.00	490
5903	12/08/08	DIA01 DIAMOND ROCK SPRING WATER	113.50	490
5904	12/08/08	DON01 KATHLEEN A DONOVAN	1,631.87	490
5905	12/08/08	ECK01 WALTER ECKEL	120.00	490
5906	12/08/08	ELE01 ELECTRONIC SERVICE SOLUTIONS	360.00	490
5907	12/08/08	FOR03 FORWI RECYCLING	1,366.00	490
5908	12/08/08	FRU01 JACK FRUCHTMAN LANGUAGE SERVIC	194.00	490
5909	12/08/08	GAR03 GERARD GARRIS	750.00	490
5910	12/08/08	GRA10 GRAINGER	640.19	490
5911	12/08/08	HAC01 CITY OF HACKENSACK	1,786.04	490
5912	12/08/08	HAS01 BOROUGH OF HASBROUCK HEIGHTS	1,137.21	490
5913	12/08/08	INH01 INHALATION THERAPY	217.28	490
5914	12/08/08	IPP01 IPPOLITO INDUSTRIES INC	12,956.25	490
5915	12/08/08	KAI01 ROBERT KAISER	789.00	490
5916	12/08/08	KAU01 KAUKER & KAUKER, LLC	2,285.00	490
5917	12/08/08	LET11 LET'S GET PERSONAL COMPUTING	250.00	490
5918	12/08/08	LIT02 LITTLE FERRY PUBLIC LIBRARY	100.00	490
5919	12/08/08	LOP01 LINDA LOPICCOLO	166.00	490
5920	12/08/08	MCN10 MC NERNEY & ASSOCIATES, INC	700.00	490
5921	12/08/08	MEL10 S. MELTZER & SONS, INC.	634.94	490

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Number
22	12/08/08	MET03 METROPOLITAN RUBBER CO, INC	673.76	490
23	12/08/08	MRJ01 MR JOHN	166.60	490
24	12/08/08	MRS02 MUNICIPAL RECORD SERVICE	78.00	490
5925	12/08/08	NAT04 NATURE'S CHOICE CORP	972.00	490
5926	12/08/08	NEW01 NEWMAN SIGNS	27.74	490
5927	12/08/08	NJL10 NEW JERSEY LEAGUE OF MUNICIPAL	55.00	490
5928	12/08/08	NOR01 NORTH JERSEY MEDIA GROUP INC	129.72	490
5929	12/08/08	NOR02 NORTHEAST EMERGENCY EQUIPMENT	627.70	490
5930	12/08/08	NOR10 NO NJ TEAMSTERS BENEFIT PLAN	9.60	490
5931	12/08/08	PAN01 WILLIAM PANAGIA	120.00	490
5932	12/08/08	PIN01 PINNACLE WIRELESS	190.00	490
5933	12/08/08	PIT01 PITNEY BOWES SUPPLY LINE	118.96	490
5934	12/08/08	POM01 POMPEI'S LITTLE MARKET	435.50	490
5935	12/08/08	RAC01 RACHLES & MICHELE'S OIL CO INC	480.93	490
5936	12/08/08	ROM01 GENE ROMAN	37.97	490
5937	12/08/08	ROM02 ROSINA ROMANO	120.00	490
5938	12/08/08	ROTO2 JOSEPH J. ROTOLO	607.50	490
5939	12/08/08	SHU01 SOUTH HACKENSACK UNEMPLOYMENT	100.00	490
5940	12/08/08	STA01 STAPLES CREDIT PLAN	168.53	490
5941	12/08/08	STE02 STEWART BUSINESS SYSTEMS	291.45	490
5942	12/08/08	TAX01 TAX COLLECT & TREAS ASSOC BC	60.00	490
5943	12/08/08	TER01 MARY TERRACCINO	170.09	490
5944	12/08/08	TER03 JOSEPH TERRACCINO	700.00	490
5945	12/08/08	TMO01 T-MOBILE	279.15	490
5946	12/08/08	TOW01 TOWN GETTY SERVICE	224.20	490
7	12/08/08	TRE02 TREASURER STATE OF NEW JERSEY	45.00	490
8	12/08/08	ULL01 NICHOLAS ULLIANA	700.00	490
5949	12/08/08	VER03 VERIZON WIRELESS	180.04	490
5950	12/08/08	ALL07 ALLIED OIL LLC	1,210.80	491
5951	12/08/08	GKS01 G & K SERVICES	166.84	491
5952	12/08/08	GRE03 GREAT AMERICAN CHEVROLET	204.40	491
5953	12/08/08	HUD01 HUDSON TIRE EXCHANGE	182.42	491
5954	12/08/08	NOR01 NORTH JERSEY MEDIA GROUP INC	27.41	491
5955	12/08/08	PAL01 LAWRENCE J. PALADINO, JR.	554.82	491
5956	12/08/08	PET10 PETTY CASH	280.28	491
5957	12/08/08	SHPO1 SO HACKENSACK PAYROLL AGENCY	3,172.48	491
5958	12/08/08	SHT01 SOUTH HACKENSACK TOWNSHIP	78,071.07	491
5959	12/08/08	USA01 USA MOBILITY	17.92	491
5960	12/08/08	VER02 VERIZON	503.11	491
5961	12/08/08	WAS01 WASTE MANAGEMENT of NJ INC	143.37	491

total Checks: 89 Total Void Checks: 0 Total Amount Void: 0.00 Total Amount Paid: 451,243.38

Resolution 2008-178 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 require in order for the attorney to exercise his ethical duties as a lawyer.

- Tax Appeal – Block 25 Lot 1 (240 S Main Street)

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.

- DPW Negotiations

 (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.