

Township of South Hackensack  
Bergen County, New Jersey  
September 5, 2013 7:30 P.M.  
*Worksession Meeting*  
AGENDA

Frank Cagas, Mayor  
Gary C. Brugger  
Walter Eckel, Jr.  
William Regan  
Vincent Stefano

Donna L. Gambutti, Municipal Clerk  
David V. Nasta, Esq., Municipal Attorney

Call of Meeting to Order~

Flag Salute~

*This is a Worksession Meeting of the Township Committee of South Hackensack. The date, time and location of this meeting has been advertised in the official Newspapers of the Township, filed with the Township Clerk and posted on the bulletin board in the Municipal Building. All notice requirements of the Open Public Meetings Act for this meeting have been fulfilled.*

Roll Call~

Correspondence ~

- ❑ Larry Paladino, September 3, 2013- Part-time Summer Workers- Commendations/Request
- ❑ Francesco A. Maceri, August 23, 2013- Forklift Permit/License
- ❑ Lt. Steven Furbacher, August 29, 2013- Retirement Notice
- ❑ Dana E. Roberts, August 21, 2013- Letter of Resignation- Shade Tree Commission
- ❑ Fred Hum, August 21, 2013- Letter of Resignation- Zoning Board
- ❑ Little Ferry/ South Hackensack Soccer League- August 29, 2013- Opening Ceremony invitation to Township Committee members
- ❑ Boswell Engineering, August 26, 2013- LSRP Services- 77 Franklin Street
- ❑ Boswell Engineering to Mr. H. James Riley, August 28, 2013- Plan Review, 19 Ise Street
- ❑ Boswell Engineering, August 16, 2013- 2013 Bergen County Barrier Free Curb Installations
- ❑ Giorgio Angelo Sortino, August 30, 2013- Letter of interest for future Superintendent of Public Works Position

- Chief Michael D. Frew, September 3, 2013- Lt. Steven Furbacher terminal leave and retirement notice
- Chief Michael D. Frew, September 3, 2013- Request for Police Officers
- Chief Michael D. Frew, September 3, 2013- Request for part-time dispatcher

### Old Business~

- Dyer Avenue Fence
- Township Facebook Page- Set launch date-
- CDBG funds possible projects for 2014
- Proposed Right of way use agreement with Sunesys, LLC telecommunications service provider- update from Township Attorney.
- LFSH 11-12 softball Sectional champion award presentation for September 12, 2013- confirm with recreation commissioner
- NJDOT FY 2014 State Aid Program
- Greensky Industries contract renewal
- Business Sponsored Planters- *European Stone Art*

### New Business~

- Application for curb-cut for 14 Veprek Lane with police report.
- Hiring of Police Chief- Discussion of possible procedures and policies
- Authorize Township Attorney to refer theft of public funds to South Hackensack Police Department( Unearned Payroll Funds- Valdo Panzera)

### Resolutions~

- Closed Executive Session Resolution

Committee Reports~

Public Comments~

Closed Session~

Adjournment~

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<b>Resolution Authorizing Executive Session- September 5, 2013</b>
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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.

XX\_\_\_\_(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.

**PBA Negotiations Update**

\_\_\_\_(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.

XX (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.

XX (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.

Evans V. South Hackensack

**TAX APPEALS**

AEP Industries vs SHT

C&T Enterprises, LLC vs SHT

Hobart Enterprises LLC vs SHT

Dair Management vs SHT-175 Louis Ct/150 Louis Ct/55 Ruta Ct/80 Wesley St/540 Huyler St./550 Huyler St.

Twinks vs SHT-30 Ruta Court/40 Ruta Court

JMN Associates vs SHT-125 Louis Street

Rothman vs SHT- 45 Ruta Court

XX (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.

**Building Department Update**

Capt. J. Terraccino

Capt. R. Kaiser

Lt. V. Riotto

Sgt. R. Licamara

Hiring of Police Chief –Procedure Discussion

XX (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 September 5, 2013.*