

Township of South Hackensack
Bergen County, New Jersey
January 10, 2019 7:00 PM
Regular Meeting
AGENDA

Yris Encarnacion, Mayor
James Anzevino
Gary Brugger
Frank Cagas
Luis Perdomo

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

Call of Meeting to Order~

Flag Salute~

This is a Regular 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~

- General Correspondence and Reports for December 2018

- Carmine Maceri, SHFD Deputy Chief, January 2, 2019- Letter of Resignation for Fire Department Member Thomas Yannetti
- Cristian Loor, DPW Laborer, January 3, 2019- Letter of Interest for Appointment to Shade Tree Commission
- Carmine Maceri, SHFD Deputy Chief, January 2, 2019- Clothing Allowance List of Active Fire Fighters for 2018
- Carmine Maceri, SHFD Deputy Chief, January 2, 2019- Clothing Allowance List of Retired Fire Fighters for 2018
- Mary Ellen Lyons, CPWM, January 8, 2018- DPW Legal Holiday Exchange Request for 2019

Old Business~

- Fire House Subs Public Safety Foundation Grant- Award to South Hackensack Fire Department for Hurst Cutter, Spreader & Accessories- \$22,112.75
- Proposal for Project Management & Limited Construction Administrative Services- CDBG Project for ADA Restroom Doors in Town Hall- **Price not to exceed \$ 2,600.00- Formal Resolution on Consent Agenda 2019-01A**

New Business~

- Appoint Cristian Loor to the Shade Tree Commission
- Approve Clothing Allowance for Active Fire Fighters for 2018
- Approve Clothing Allowance for Retired Fire Fighters for 2018

- Hackensack Chamber of Commerce- Discussion of Appointing Township Liaison- *Report by Township Clerk*
- DPW Legal Holiday Exchange Request 2019
- Authorize Neglia Engineering to Develop Bid Specs for 2018 Road and Repaving Program including NJDOT Pedestrian Safety Project
- Authorize Contract for Chief of Police Joseph Terraccino
- Authorize Township Clerk to advertise for Violations Clerk Position- Per Diem

Review of Sub-Committees~

- DPW Equipment Sub-Committee:
 - Frank Cagas, Gary Brugger, Mary Ellen Lyons & Joseph Marrella
- Quality of Life Sub-Committee:
 - Chief Terraccino, Lt. Chinchar, Mayor Encarnacion, Gary Brugger, David Nasta & Donna Gambutti
- Veterans Park Improvements Sub-Committee:
 - Mayor Encarnacion, Frank Cagas, Chief Terraccino, Mary Ellen Lyons, David Nasta & Donna Gambutti
- Liaisons to The Township Grant Writers;
 - Mayor Encarnacion, Gary Brugger & Donna Gambutti
- Road Improvement Paving Program Sub-Committee:
 - Gary Brugger, Frank Cagas, Anthony Kuras, Engineer & Luis Perdomo as Alternate
- Community Outreach Program ** New Subcommittee**:
 - Mayor Encarnacion, Jim Anzevino, Luis Perdomo as Alternate & Maria Regan

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda Resolution 2019-01(A)

- Ordinances~ Introduction- N/A

- Ordinances~ Adoption-N/A

Mayor's Report~

Committee Reports~

Public Comments~

Adjournment~

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Resolution Authorizing Executive Session January 10, 2019

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.

Unfair Practice Charge (5.4 (a) (1) (5) & (6) TOSH v Local 11 IBT- Withdrawal Request

 (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.

 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.

Termination of Agreement- Atlantic Coast Fibers / Joseph Smentkowski

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.

Chief of Police Joseph Terraccino, Contract Expiration 12/31/2017

(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 January 10, 2019.

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