

Township of South Hackensack  
Bergen County, New Jersey  
August 8, 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~

*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 July 2019
- Alex Derner, Full Time Dispatcher, August 5, 2019- Letter or Resignation from Full-Time Position

- Joseph Terraccino, Chief of Police, August 5, 2019- Recommendations for Dispatcher Reassignments
- NJDOT, August 2, 2019- Local Freight Impact Fund Grant Program Notice

### Old Business~

- Licensing Agreement for Memorial School Soccer Field- *Report by Township Attorney*
- AFG Grant Status- *Report by Mr. Brugger*
- New Township Phone System
- Medical Marijuana

### New Business~

- Approve Police Dispatcher Reassignment- Alex Derner – Part Time, Dispatcher & Christopher Locarno- Full Time Dispatcher
- NJDOT Local Freight Impact Fund Grant- *Forward to Grant Writer for Review*
- NJSEA Public Hearing Notice for Draft Hackensack Meadowlands District Master Plan Update 2020-Tuesday, September 10, 2019- *Report by Mr. Brugger*
- Sustainable Tomorrows, Recovery Specialists- *Report by Mr. Perdomo*
- Military Surplus Information- *Report by Mr. Perdomo*

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda Resolution 2019-08

□ Ordinances~ Introduction~

- ORDINANCE NO. 2019-06- Introduction, Public Hearing September 12, 2019 7:30PM

**AN ORDINANCE CREATING CHAPTER 164 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED “BAMBOO”**

By: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ RC: \_\_\_\_\_

□ Ordinances~ Adoption~

ORDINANCE NO. 2019-05- Second Reading, Public Hearing & Adoption

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 113 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED “FLOOD DAMAGE PREVENTION AND STORM WATER MANAGEMENT”**

By: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ RC: \_\_\_\_\_

Mayor’s Report~

Committee Reports~

Public Comments~

Adjournment~



**Resolution Authorizing Executive Session August 8, 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.

\_\_\_\_(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.

XX (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 require in order for the attorney to exercise his ethical duties as a lawyer.

*Tax Appeal - Bld Phillips LLC vs TOSH*

(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 August 8, 2019.*

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**Consent Resolution 2019-08- August 2019**

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 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. 2019-125 – Payment of Bills AUGUST 2019**

**Resolution No. 2019-126– July License Report**

**Resolution No. 2019-127 – Extension of 3<sup>rd</sup> Quarter Taxes Due Date**

**Resolution No. 2019-128- Award of Contract to Neglia Engineering for Construction Management Services for 2018 Road Paving Program & NJDOT Pedestrian Safety Improvements Project**

**Resolution No. 2019-129- Appointment of Planning Board Member**

**Resolution No. 2019-130- Appointment of Shade Tree Commission Member**

**Resolution No. 2019-131- Authorize 9-1-1 Agreement with the County of Bergen**

**Resolution No. 2019-132- Authorize the Implementation of an Electronic Payroll Portal**

**Motion:**

**Second:**

**August 8, 2019**

Approved:

Attest:

\_\_\_\_\_  
Yris Encarnacion, Mayor

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Donna L. Gambutti, Municipal Clerk

**Resolution No. 2019 - 125 – Payment of Bills – Aug 2019 - 1,838,338.26**

WHEREAS there has been presented to the Mayor and Council of the Township of South Hackensack, the attached list of invoices requesting payment of the work, labor, services and materials supplied to the Township and;

WHEREAS said list and certification specify the exact line item in the Budget or Ordinance to be charged therewith;