

Township of South Hackensack
Bergen County, New Jersey
June 13, 2019 7:00 PM
Regular Meeting
Adoption of the 2019 Municipal Budget
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~ By Junior Girl Scouts Troop # 95955 & Brownie 96996 & Daisies Troop # 97858

The Girl Scout Law Song performed by SH Juniors & Brownies~

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~

Christopher Eilert, CFO- Adoption of the 2019 Municipal Budget

2019 Municipal Budget Hearing~

- Open Public Hearing
- Close Public Hearing

- Resolution Number 2019-101- Approve Self Examination of The 2019 Municipal Budget- *Roll Call Vote*

By: 2nd: RC:

- Resolution Number 2019-102- Adopt The 2019 Municipal Budget- *Roll Call Vote*

By: 2nd: RC:

Special Presentation by The Township Committee ~To Memorial School Students/Memorial Day Ceremony Participation~

**Jonathan Repreza
Sara Orzechowski
Gianna Cutillo
Jayden Moody
Stefano Cutillo
Zachariyah Ahmed
Fiona Yang
Gabriel Ugalde
Nathalie Alarcon**

Special Presentation of Girl Scout Badges by The Township Committee~

**Daisies
Brownies
Juniors**

Special Presentation by The Township Committee ~Life Saving Award To~

Kerri Burghardt

Correspondence~

- General Correspondence and Reports for May 2019
- AECOM (FAA) , June 11, 2019- Notification of Permit Filing with the NJDEP to construct a new Airport Traffic Control Tower and base building for Teterboro Airport
- Mary Ellen Lyons, CPWM, June 12, 2019- Summer Help Recommendations for 2019

Old Business~

- Bid Results for 2018 Road Program and NJDOT Pedestrian Safety Improvements Program, June 5, 2019 – Recommendation Letter from Anthony Kuras, Township Engineer

AWARD OF CONTRACT- New Prince Construction
Total of Base Bid A +Base Bid B+ Alternate Bid A =
\$780,731.72

New Business~

- Garbage/Recycling Contract- Performance Bond- *Report by The Township Attorney*
- Appoint DPW Seasonal/Summer Help for 2019
- Appoint Jennifer Sheppard as Tax Assessor Effective July 1, 2019

Resolutions~

- Closed Executive Session Resolution
- Consent Agenda Resolution 2019-06

□ Ordinances~ Introduction~

- ORDINANCE NO. 2019-03- Introduction, Public Hearing July 11, 2019 7:30PM

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 55 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "DEPARTMENT OF PUBLIC WORKS"

By: _____ 2nd: _____ RC: _____

- ORDINANCE NO. 2019-04- Introduction, Public Hearing July 11, 2019 7:30PM

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

By: _____ 2nd: _____ RC: _____

- Ordinances~ Adoption~ N/A

Mayor's Report~

Committee Reports~

Public Comments~

Adjournment~



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Resolution Authorizing Executive Session June 13, 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.

____(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.

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.

Angelo Giorgio Sortino

(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 June 13, 2019

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Consent Resolution 2019-06- JUNE

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. 2019-103 – Payment of Bills JUNE 2019

Resolution No. 2019-104– May License Report

Resolution No. 2019-105 – Approval of Township Minutes

Resolution No. 2019-106- Appointment of CDBG Regional Committee for 2019-2020

Resolution No. 2019-107 – Redemption of Tax Sale Certificate NO. 16-00002

Resolution No. 2019-108- Terminating the Sharing of a Superintendent of the Department of Public Works Pursuant to an Interlocal Shared Services Agreement with the Borough of Moonachie Effective January 1, 2020

Resolution No. 2019-109 –Authorizing the Bergen County Trust Fund Program Grant Award for Memorial School Field

Resolution No. 2019-110- Approve Tax Appeal for Seven (7) Properties for DAIR Management

Resolution No. 2019-111- Renew Liquor Licenses for 2019-2020 Term

Resolution No. 2019-112- Appoint Part Time Dispatcher

**Motion:
Second:
June 13, 2019**

Approved:

Attest:

Yris Encarnacion, Mayor

Donna L. Gambutti, Municipal Clerk

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RESOLUTION NO. 2019-101

Self -Examination of 2019 Municipal Budget

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Township of South Hackensack has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2019 budget year.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the Township Committee has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget.
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met.
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated;
 - b. Items of appropriations are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Motion:
Second:
Roll Call Vote:
June 13, 2019

Approved:

Municipal Clerk
Donna L. Gambutti

Attest:

Mayor
Yris Encarnacion

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Resolution No. 2019 - 103 – Payment of Bills – June 2019 - 1,814,987.38

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;

NOW THEREFORE BE IT RESOLVED that payment of said invoices is hereby approved and authorized and the Chief Financial Officer is hereby approved and directed to draw warrants in payment thereof, same to be signed by the proper officials of the Township who are hereby authorized to sign same, and;

BE IT RESOLVED that certification of the Chief Financial Officer of the availability of funds therefore shall be attached to the original copy of the Resolution and both ;are kept in the files of the Municipal Clerk.

Consent Agenda Resolution No. 2019-06
Date: June 13, 2019

ATTEST:

APPROVED:

Donna L. Gambutti, Township Clerk

Yris Encarnacion, Mayor

The undersigned, being the Chief Financial Officer for the Township of South Hackensack, County of Bergen, New Jersey, and the person charged with the responsibility of maintaining financial records of said Township in accordance with N.J.S.A. 40:4-578 and the rules of the local Finance Board of the State of New Jersey adopted thereunder, does hereby certify that there are adequate funds available for the payment of the attached list of invoices, duly adopted by said Township and which said list indicates the specific line item of said budget to which expenditures shall be charged.

Christopher W. Eilert

Christopher W. Eilert, CFO

June 11, 2019
HACKENSACK
05:06 PM
Check Date

TOWNSHIP OF SOUTH
Page No: 1
Check Register By

Range of Checking Accts: First to Last Range of Check
Dates: 05/10/19 to 12/31/19