

Township of South Hackensack

Bergen County, New Jersey

June 3, 2021 7:00 PM

**7:30 PM PUBLIC MEETING**

AGENDA

**Worksession /Telephonic/Video & In Person Meeting**

Topic: So. Hackensack Township's Zoom Meeting

Time: Jun 3, 2021 07:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://southhackensacknj.zoom.us/j/95692721369?pwd=bjJTemFhUzFnTEV1a0wvSIRpY3RpUT09>

Meeting ID: 956 9272 1369

Passcode: 493982

**Dial by your PHONE AT 7:30 AM**

+1 929 205 6099 US (New York)

Meeting ID: 956 9272 1369

Passcode: 493982

Luis Perdomo, Mayor

James Anzevino

Gary Brugger

Frank Cagas

Yris Encarnacion

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~

- NJDOT, May 28, 2021- 2022 Safe Routes to School Grant Program Notification

## Old Business~

- Bid Date for Memorial School Field including Turf Field Option- Thursday, June 24, 2021 at 11:00AM- Senior Center

## New Business~

- Appoint Sara Orzechowski as Temporary Splash Pad Monitor
- Appoint Kyle Kaiser as DPW Summer Help
- NJDOT Safe Routes To School Grant Application Due October 14, 2021- *Forward to Grant Sub-Committee for Review*

- Pre-Construction Meeting For Phillips Avenue Improvement Project & Phase II Phillips Avenue ( NJDOT Funded) June 4, 2021 at 11:00AM
- Proposal for Pathogen Control Technology ( UV ANGEL) Discussion by Township Committee

□ Resolutions~

- Closed Executive Session Resolution

□ Ordinances~ Introduction-

- **ORDINANCE NO. 2021-05** - Introduction, *Public Hearing on July 8, 2021 at 7:30PM*

**CALENDAR YEAR 2021 ORDINANCE TO EXCEED  
THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)**

By:

2<sup>nd</sup>:

RC:

- Ordinances~ Adoption~ N/A

Committee Reports~

Mayor's Report~

Public Comments~

Adjournment~

## Resolution Authorizing Executive Session- June 3, 2021

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.

\_\_\_\_(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.

**Joseph Marrella**  
**Evelyn Scott**

       (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 3, 2021.*

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**TOWNSHIP OF SOUTH HACKENSACK**  
**BERGEN COUNTY, NEW JERSEY**

<b>2021-05</b>
<b>CALENDAR YEAR 2021 ORDINANCE TO EXCEED</b>
<b>THE MUNICIPAL BUDGET APPROPRIATION LIMITS</b>
<b>AND TO ESTABLISH A CAP BANK</b>
<b>(N.J.S.A. 40A:4-45.14)</b>

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of South Hackensack in the County of Bergen finds its advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee hereby determines that a 2.5% increase in the budget for said year, amounting to \$207,690 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget, shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of South Hackensack, in the County of Bergen, a majority of the full authorized membership of this Governing Body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of South Hackensack shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$290,767, and that the CY 2021 municipal budget for the Township of South Hackensack be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduction: June 3, 2021

Motion:

Second:  
Roll Call Vote:  
ATTEST:

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Donna L. Gambutti, Township Clerk

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Luis Perdomo, Mayor