

Township of South Hackensack  
Bergen County, New Jersey  
June 9, 2022 7:00PM **Closed Session**  
**\*7:30 PM PUBLIC MEETING\***

AGENDA  
Regular Meeting

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

Donna L. Gambutti, Municipal Clerk  
John L. Schettino, Esq., Municipal Attorney

Call of Meeting to Order~

Flag Salute~

Sunshine Statement~

*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 May 2022

- Chief of Police, Joseph Terraccino, June 7, 2022- Letter of Retirement

### Old Business~

- Veteran’s Park Phase II –Fountain –Discussion of Revised Fountain Option

### New Business~

- Appointment of John L. Schettino Esquire as Township Attorney- ( Resolution 2022-130 on Consent Agenda 2022-06)
- Appoint Massimo Maceri as DPW Summer Help
- Transportation Set- Aside Program ( NJDOT 2023) Project Title MA 2023 Fourth/Park/Taylor Roadway Improvement-- *Report by Mr. Brugger*

### Resolutions~

- Closed Executive Session Resolution
- Resolution No. 2022-125- Appointing Miguel Gonzalez as a Laborer of The South Hackensack Department of Public Works- *By Roll Call Vote*

By:

2<sup>nd</sup>:

RC:

- Consent Agenda Resolution 2022-06
  
- Ordinances~ Introduction-NA
  
- Ordinances~ Adoption~ N/A

Mayors Report~

Committee Reports~

Public Comments~

Adjournment~

<b>Resolution Authorizing Executive Session June 9, 2022</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.

\_\_\_\_(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.

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

***Tax Appeal- 170 Wesley TSH – Update  
PBA Negotiations 2022***

\_\_\_\_(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 June 9, 2022.*



**Resolution No. 2022- 125   Appointing Miguel Gonzalez as a Laborer of  
The South Hackensack Department of Public Works**

**WHEREAS**, in accordance with Chapter 55 of the General Code of the Township of South Hackensack there has been established a “South Hackensack Department of Public Works”; and

**WHEREAS**, in accordance with Section 55-1D of said code the Township Committee is authorized to hire and retain such number of laborers as it deems necessary and appropriate to protect the health, safety and welfare of the residents of the Township of South Hackensack; and

**WHEREAS**, the Township Committee has reviewed the applications and credentials of applicants for the position of Laborer of the Township of South Hackensack, conducted interviews and background checks on certain of said applicants, received the input and recommendation of the Superintendent of the Department of Public Works and debated the merits of hiring said Laborer.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of South that it hereby appoints and hires **MIGUEL GONZALEZ** as a Laborer in South Hackensack Department of Public Works subject to compliance with all State and other laws relative to said employment effective as of May 31, 2022 and further subject to the Chief Financial Officer’s certification of the availability of funds; and

**BE IT FURTHER RESOLVED** that the said employment of **MIGUEL GONZALEZ** shall be subject to the Probationary Period set forth in the collective bargaining agreement between the Township and Teamster Local No. 11, the collective bargaining agent of the South Hackensack Department of Public Works.

**ATTEST**

\_\_\_\_\_  
**Donna L. Gambutti, Municipal Clerk**

\_\_\_\_\_  
**Frank Cagas, Mayor**

**Motion:**

**Second:**

**Roll Call Vote:**

**June 9, 2022**

**Consent Agenda Resolution 2022-06- June 9, 2022**

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. 2022-126- Payment of Bills June 2022**

**Resolution No. 2022-127- License Report April 2022**

**Resolution No. 2022-128 – Approval of Township Minutes**

**Resolution No. 2022-129- Approve Tax Appeal – 170 Wesley Street LLC vs TSH**

**Resolution No. 2022-130- Appoint Township Attorney- John L. Schettino**

**Resolution No. 2022-131- Renew Certain Liquor Licenses for 2022-2023 Term**

**Resolution No. 2022-132- Appoint Ancillary Hourly Staff for Recreation Events**

**Resolution No. 2022-133- Appoint Part Time per diem Dispatcher**

**Resolution No. 2022-134- Approve Professional Service Agreement for Neglia Engineering- Planning Services for Area in Need of Redevelopment**

**Motion:**

**Second:**

**June 9, 2022**

