

Township of South Hackensack  
Bergen County, New Jersey  
April 18, 2013 7:30 P.M.  
*Special Meeting*  
MINUTES

Frank Cagas, Mayor.....*Present*  
Gary Brugger .....*Present*  
Walter Eckel, Jr. ....*Present*  
William Regan .....*Present*  
Vincent Stefano..... *Present*

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

*Call of Meeting to Order*

*Mayor Cagas called the Regular Meeting to order at 7:36 p.m. The Clerk advised that this is a special 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. Mayor Cagas led the flag salute. The Municipal Clerk called the roll. All members are present.*

*Correspondence*

Correspondence and Reports March 2013- On a motion made by Walter Eckel and Seconded by Gary Brugger; all were in favor of accepting and filing the correspondence & Reports for March 2013.

Larry Paladino, April 5, 2013- Elizabete Schafer Car Mirror- On a motion made by Bill Regan and Seconded by Gary Brugger ; all were in favor of denying Elizabete Schafer request for repair to car mirror.

Larry Paladino, April 9, 2013- Township Hall Fire Alarm System- On a motion made by Gary Brugger and Seconded by Walter Eckel; all were in favor of accepting this correspondence. It is mentioned by the Township Committee that Figlia Electric be contacted by Larry Paladino for a whole evaluation report. Ray DeRiso comments on system and how the township has been failing inspection regarding this matter.

Alan Glazner, Esquire, March 18, 2013- 370GNR, LLC – Change in Corporate Structure ( Zorbas Greek Restaurant Supper Club)- On a motion made by Gary Brugger and Seconded by Frank Cagas; all were in favor of accepting this correspondence.

Kevin Kubat-SHFD Secretary- April 11, 2013- applications for new membership. (See New Business) On a motion made by Gary Brugger and Seconded by Walter Eckel; of accepting this correspondence\* *Bill Regan abstains from voting on this matter, the rest of the committee is in favor of moving this matter to NEW BUSINESS.*

### Old Business

Department of Public Works Proficiency and Evaluation- On a motion made by Gary Brugger and Seconded by Bill Regan; all were in favor of tabling this matter. (no new updates on this subject to report)

Municipal Generator- Town Hall- Important matter going on since the end of 2012. Mayor Cagas states that he will meet the engineer on Wednesday, April 24.

Grove Gardens Senior Generator – The Township Committee reports that this important project is moving forward.

2013 Personnel Manual- David Nasta, Esquire explains changes for the year including criminal background checks for volunteers. He asks Chief Frew if it can be done in house.? Frank Cagas asks who pays for it as he does not believe a volunteer should have to be stuck with the bill. Suggest reimbursement from Township if necessary. Theresa Lofaro asks what is the criteria for background checks and Bill Regan explains the whole process. David Nasta states that the Committee can evaluate the background checks for specific information if necessary. Gary Brugger motions and Frank Cagas Seconds the motion that ALL volunteers should be checked out for possible criminal records.

### New Business

N. J Fireman's Association Membership Application- Sara E. Nasta- On a motion made by Gary Brugger and Seconded by Frank Cagas; Bill Regan abstained from voting and all other members were in favor of approving this application for membership in the Fire Department.

N. J Fireman's Association Membership Application- Brian Smith- - On a motion made by Walter Eckel and Seconded by Gary Brugger ; Bill all members were in favor of approving this application for membership in the Fire Department.

Recognition of children who volunteered at the Fire House during Hurricane Sandy- Mayor Cagas to present certificates of recognition at Township Committee meeting on May 9, 2013  
Mayor Cagas announces this recognition for next months regular meeting. Bill Regan would like to see everyone attend this ceremony.

Curb cut application- 112 Phillips Avenue- with Police Report- On a motion made by Gary Brugger and Seconded by Walter Eckel all were in favor of approving this application.

Community Cars Program- Discussion- This correspondence is discussed regarding this program and Gary Brugger suggests contact be made with community cars and a meeting be set up if necessary. Dolly Montenegro (public comment) comments its a good program and maybe some of our resident can volunteer to be drivers. Believes this is based out of Woodridge.

Township Facebook Page - Vincent Stefano explains this is good for communication during an emergency. The password can be shared with the Township Clerk and a committee member (such as himself). A question is asked if department heads should post or not. David Nasta, Township Attorney is directed to look into the different types of "pages".

Compensation ( Past and Present) for construction work done in the Police Department-  
Discussion- Mayor Cagas asks Chief Frew to comment- Chief Frew explains that extra work was done on the locker room and the the police officer needs clarification of his time... Time for Time ? Regular Time or overtime. David Nasta suggests that the individual be given a Rice Notice for the next meeting. All members of the Township Committee agree.

### Ordinances- Introduction

*Introduction of and set the date for public hearing: Adoption: May 9, 2013- public hearing is changed to June 13, 2013*

#### □ Ordinance No. 2013-03

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

*Walter Eckel motioned Bill Regan seconded to Introduce Ordinance 2013-03 and set the date for public hearing to be held on June 13, 2013 at 7:30 p.m. Roll Call Vote: Brugger, Cagas, Eckel, Regan and Stefano.*

*Introduction of and set the date for public hearing: Adoption: May 9, 2013- public hearing is changed to June 13, 2013*

□ **Ordinance No. 2013-04**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 155 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "PARKING"

*Gary Brugger motioned Walter Eckel seconded to Introduce Ordinance 2013-04 and set the date for public hearing to be held on June 13, 2013 at 7:30 p.m. Roll Call Vote: Brugger, Cagas, Eckel, Regan and Stefano.*

Resolutions

- Closed Executive Session – On a motion made by Gary Brugger and Seconded by Walter Eckel: all were in favor.
- Consent Agenda 2013-04- – On a motion made by Gary Brugger and Seconded by Bill Regan: all were in favor of approving consent agenda 2013-04.

Committee Reports-

Gary Brugger- Reports that he met with Chris Eilert, CFO and hopefully we can adopt the budget by next month.

Vincent Stefano- Welcomes back Frank Cagas and hopes he is doing well. He has some questions about the budget and the increases in Health benefits and special education busing. He notes a zero increase in the school budget. Our contract with Hackensack High School is settled and Dr. De Phabis retirement is scheduled. In regards to the Fire Department Chief Rossi is asking for a decision to be made about the rescue truck. Leo Rossi is present and agrees that a decision needs to be made soon.

Frank Cagas- Thanks everyone for all the well wishes while he was ill. Elaborates about the equipment show at the Rarition Center with Larry Paladino. Suggests that the DPW hire summer help and suggests that the candidates be EMT certified; if possible. David Nasta explains the DPW contract has to be reviewed regarding temporary help.

Walter Eckel- No report at this time.

Bill Regan- No report at this time.

### Public Comments

Lonnie Bidel, 51 Grove Street- Wants to comment on a few things; commends the DPW for picking up all the bottles in the Park ( there was at least a hundred in the park recently) Speaks about dead branches on trees and when will they be pruned so they are not a danger. Comments on how many lawsuits the township is currently involved in with the police department and how the money could be spent better on senior's ex. reimbursement for library cards. Seniors on a fixed income.

Theresa Lofaro, Chestnut Avenue- asks if the Recreation Department events be posted on the Townships Facebook Page?

### Closed Session

On a motion made by Gary Brugger and seconded by Frank Cagas, all were in favor of entering into closed executive session at 8:45 PM. Minutes of closed session were recorded and will be made available to the public when authorized by the governing body and permitted by law.

On a motion made by Gary Brugger and seconded by Walter Eckel; all were in favor to returning to open session. On a motion made by Gary Brugger and Seconded by Bill Regan all were in favor of denying the request of Dominic Brando.

### Adjournment

On a motion made by Gary Brugger and seconded by Bill Regan all were in favor to adjourn the meeting at 10:05PM.

*Respectfully submitted to The Township Committee by Donna L. Gambutti, Municipal Clerk, Township of South Hackensack.*

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*Donna L. Gambutti*

### **Consent Resolution 2013-04**

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. 2013-094- Licenses March 2013**

**Resolution No. 2013-095 Payment of Bills April 2013**

**Resolution No. 2013-096- Approval of appraisal for 57 Romanelli**

**Resolution No. 2013-097- Forsgate Ventures IX VS South Hackensack- 45 E. Wesley Street-Tax Appeal**

**Resolution No. 2013-098- Authorize Grant Application- \$ 4,000.00 Click-it or Ticket 2013**

Motion:

Second:

Roll Call Vote:

Date: April 18, 2013

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<b>Resolution Authorizing Executive Session- April 18, 2013</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.

    (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.

Litigation- Montenegro, Kaiser & Riotto V. TSH,  
Frew V. South Hackensack  
Evans V. South Hackensack  
Brando V. South Hackensack Police Department

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.

Elizabeth Donnarumma  
Chief Michael D. Frew

    (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 April 18, 2013*

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Resolution No. 2013 - 093 Licenses - March 2013
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WHEREAS, the following have made applications and paid a fee for various licenses, and WHEREAS, the Township Committee has no exception to the issuance of these licenses, NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following licenses by and are hereby approved unless noted and with conditions as noted.

GENERAL LICENSES

<u>Received</u>	<u>Business</u>	<u>License #</u>	<u>Fee</u>	<u>Type</u>
03/04/13	Dan Jo Catering	4136	\$ 160	Mobile Vendor
03/04/13	K&R Catering	4137	\$ 160	Mobile Vendor
03/04/13	Datamation Systems	4138	\$ 50	Vending Machines (2)
03/04/13	ABC Home	4139	\$ 100	General Merchandise
03/04/13	Atey Auto Body	4140	\$ 175	Auto Body Shop
03/04/13	Angel's Taxi Corp.	4141	\$ 50	Limousine (Office Only)
03/04/13	Home Wine/Liquors	4142	\$ 100	General Merchandise
03/05/13	Wendy's	4143	\$ 125	Restaurant
03/05/13	Quick Mart/Subway	4144	\$ 245	Grocery Store/Restaurant
03/05/13	Fratelli Beretta	4145	\$ 100	General Merchandise
03/05/13	Fernando Auto	4146	\$ 175	Auto Repair Shop
03/06/13	Danatonis Deli/Grill	4147	\$ 120	Grocery Store
03/06/13	Pompei Little Market	4148	\$ 120	Grocery Store
03/06/13	AAR Lunch	4149	\$ 160	Mobile Vendor
03/06/13	Chapa Enterprises	4150	\$ 50	Limousine (Office Only)
03/06/13	Transportation Repair	4151	\$ 175	Auto Body Shop
03/07/13	DJ'S Catering	4152	\$ 160	Mobile Vendor
03/11/13	Kelly/Chinchar	4153	\$ 25	Vending Machine (1)
03/11/13	Culinary Ventures	4154	\$ 75	Vending Machine (3)
03/18/13	Red's Auto Repair	4155	\$ 175	Auto Repair Shop
03/18/13	Delta/GNY Realty	4156	\$ 220	Gas Station/Pumps (4)
03/18/13	Wine/Liquor Dep	4157	\$ 100	General Merchandise
03/18/13	E&S Auto	4158	\$ 360	Used Car Dealer
03/18/13	Pat's Grove Repair	4159	\$ 175	Auto Body Shop
03/21/13	MV Auto Repair	4160	\$ 175	Auto Repair Shop
03/25/13	I Gemelli	4161	\$ 125	Restaurant
03/25/13	7-Eleven	4162	\$ 100	General Merchandise
03/27/13	New Riverside	4163	\$ 300	Car Wash
03/28/13	Pleasure Lounge	4164	\$ 50	Vending Machine (2)
03/28/13	Players Club	4165	\$ 125	Restaurant



TOTAL: \$ 4,230

FIRE PERMITS

<u>Received</u>	<u>Business</u>	<u>License #</u>	<u>Fee</u>	<u>Type</u>
03/04/13	Home Liquors/Puni Liquors	2421	\$ 166	Type II
03/04/13	M&B Water Jet Creations	2422	\$ 166	Type II
03/07/13	Springtime Mattress	2423	\$ 166	Type II
03/08/13	Fernando Auto Care	2424	\$ 42	Type I
03/14/13	Das Installation	2425	\$ 208	Type I/Type II
03/25/13	Lourdes Garage Door	2426	\$ 42	Type I
03/26/13	Marine Electric	2427	\$ 42	Type I
03/27/13	Advanced Recovery	2428	\$ 166	Type I
03/28/13	Mejor Company	2429	\$ 42	Type I

TOTAL FIRE: \$ 1040

GRAND TOTAL ALL LICENSES/PERMITS: \$ 5,270

Consent Agenda Resolution No. 2013-04  
Date: April 18, 2013

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**Resolution No. 2013-095 – Payment of Bills – April 2013**

WHEREAS there has been presented to the Mayor and Council of the Borough of South Hackensack, the attached list of invoices requesting payment of the work, labor, services and materials supplied to the Borough, 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 Borough, 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. 2013-04  
Date: April 18, 2013

**RESOLUTION NO. 2013-096**  
**AUTHORIZE THE APPRAISAL OF 57 ROMANELLI**

WHEREAS, Philbern, LLC is the owner and taxpayer of property located at 57 Romanelli Avenue, also known as Block 56, Lot 21; and

WHEREAS, it is necessary for the Township to obtain appraisals for Tax Court purposes; and

WHEREAS, the Township has designated Robert McNerney of McNerney Associates as one of it's approved appraisers; and

WHEREAS, Mr. McNerney has submitted a proposal in the amount of \$2,000 (Two Thousand Dollars) for the appraisal, for such purpose;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack that the Township does hereby retain the services of McNerney and Associates in order to prepare a Tax Court appraisal with respect to the property located at Block 56, Lot 21, otherwise known as 57 Romanelli Avenue; and

BE IT FURTHER RESOLVED that McNerney and Associates shall be paid the sum of \$2,000 (Two Thousand Dollars) for the preparation of such appraisal report, which will include all out of pocket expenses; and

BE IT FURTHER RESOLVED that the aforesaid award of contract is one for professional services, for which no public bidding is necessary; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified the existence of current available funds for this purpose; and

BE IT FURTHER RESOLVED that the Township Clerk be and she is hereby authorized and directed to maintain a copy of this Resolution and the Agreement with McNerney and Associates in his offices, for public inspection.

Consent Agenda 2013-04

April 18, 2013

**RESOLUTION NO. 2013-097  
FORSGATE VENTURES IX VS SOUTH HACKENSACK  
45 E. WESLEY STREET BLOCK 33.01 LOT 8**

WHEREAS, Forsgate Ventures IX, LLC is the owner and taxpayer of property located at 45 E. Wesley Street, also known as Block 33.01, Lot 8, and carries an assessment in the amount of \$17,109,300; and

WHEREAS, it is the belief of the Mayor and Township Committee that the current assessment does not reflect the true value of the property; and

WHEREAS, the Mayor and Township Committee have the authority to file a Tax Court complaint in order to seek an increase in the assessment of real property within the taxing district;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of South Hackensack that the Tax Appeal Attorney be and he is hereby authorized and directed to file a 2013 Tax Court Complaint on behalf of the Township of South Hackensack and as against Forsgate IX, the owner of premises located at 45 E. Wesley Street, also known as Block 33.01, Lot 8, in order to increase the 2013 assessment, so that the assessment is

determined in accordance with fair market value of the property, in order to be uniform with all other real property in the Township; and be it

FURTHER RESOLVED that the action of the Tax Appeal Attorney in filing the complaint prior to April 1, 2013, is hereby ratified and confirmed.

Consent Agenda 2013-04  
April 18, 2013

**Resolution No. 2013-098 Authorize Grant Application - \$4,000 Click-It or Ticket**

WHEREAS the South Hackensack Police Department is desirous of applying to the New Jersey Division of Highway Traffic Safety for a 2013 Click It or Ticket Grant in the amount of \$4,000; and

WHEREAS the South Hackensack Police Department will participate in the nationwide Click It or Ticket safety belt mobilization from May 20 – June 2, 2013 in an effort to raise awareness and increase safety belt usage through a combination of enforcement and education; and

WHEREAS the Township Committee of the Township of South Hackensack is desirous of applying for funds to offset the participation in this nationwide program,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that Ptl. Lance Kelly, Christopher Eilert, CFO, and Mayor Frank Cagas be and are hereby authorized and direct to prepare and file the necessary grant application on behalf of the Township of South Hackensack, and

BE IT FURTHER RESOLVED that the Township Committee of the Township of South Hackensack declares its support for the **Click It or Ticket** safety belt mobilization both locally and nationally from May 20 – June 2, 2013 and pledges to increase awareness of the mobilization and the benefits of safety belt use.

Consent Agenda Resolution 2013-04  
Date: April 18, 2013

**ORDINANCE NO. 2013-03**

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

**BE IT ENACTED AND ORDAINED**, by the Township Committee of the Township of South Hackensack that Chapter 208 "Zoning" be amended and supplemented as follows:

**Section I:** Chapter 208-5 "Fences" shall be amended as follows:

**208-5 (c)(2) Any lot located either wholly or partially within any zone abutting an "A" Residential Zone or use shall have erected along the entire length of any portion of the Property abutting the "A" Residential Zone or use a fence of six feet in height and composed of a "board on board", vinyl or other non-transparent material as the same may be approved by the Zoning Officer, Planning Board or Zoning Board of Adjustment. The fencing required herein shall be constructed in the side and rear yards of the Property but shall not be constructed within the front yard unless otherwise approved by the Planning or Zoning Board of Adjustment or Zoning Officer in accordance with the terms of this code.**

**Section II:** All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of said inconsistency.

**Section III:** If any portion of this ordinance is found to be invalid or unconstitutional by a court of competent jurisdiction the remainder of this ordinance shall remain in full force and effect.

**Section IV:** This ordinance shall take effect after referral to the South Hackensack Planning Board as required by law and upon passage and publication as required by law.

ATTEST

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Donna L. Gambutti, Township Clerk

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Frank Cagas, Mayor

Introduced: April 18, 2013

Motion:

Second:

Roll Call Vote:

**ORDINANCE NO. 2013-04**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 155 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "PARKING"**

**BE IT ENACTED AND ORDAINED**, by the Township Committee of the Township of South Hackensack that Chapter 155 Article IV "Municipal Building Parking Lot" be amended and supplemented as follow:

**Section I:** Chapter 155-18 (D) is revised to read as follows: "The parking place adjacent to and south of the easterly entrance to the parking lot currently designated as parking for Chief of Police and the adjacent parking place designated and parking for the Fire Official shall be re-designated as "Senior Parking" .

**Section II:** All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of said inconsistency.

**Section III:** If any portion of this ordinance is found to be invalid or unconstitutional by a court of competent jurisdiction the remainder of this ordinance shall remain in full force and effect.

**Section IV:** This ordinance shall take effect upon passage and publication as required by law.

ATTEST

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**Donna L. Gambutti, Township Clerk**

**Frank Cagas, Mayor**

**Introduced: April 18, 2013**

**Motion:**

**Second:**

**Roll Call Vote:**