

Township of South Hackensack
Bergen County, New Jersey
November 6, 2014 6:00PM
Worksession Meeting
MINUTES

Bill Regan, Mayor.....*Present*
Frank Cagas,*Present*
Gary Brugger *Present*
Walter Eckel, Jr. *Present*
Vincent Stefano.....*Not Present*

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

Call of Meeting to Order

Mayor Regan called the Worksession Meeting to order at 6:05 p.m. The Clerk advised that 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. Mayor Regan led the flag salute. The Municipal Clerk called the roll. Vincent Stefano is not present. Mayor Regan left the meeting at 7:15PM.

Closed Session

On a motion made by Gary Brugger and seconded by Bill Regan all were in favor of entering into closed executive session at 6:05 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 Bill Regan; all were in favor to returning to open session at 6:45PM.

Best Practices Checklist 2014~ Motion to carry over to November 13, 2014 at 7:30PM-On a motion made by Gary Brugger and Seconded by Walter Eckel; all were in favor of carrying this matter until next week on November 13, 2014 at 7:30PM.

Correspondence~

- Detective Chinchar, October 8, 2014, Memo to Chief Terraccino- Grove Street Parking- On a motion made by Gary Brugger & seconded by Bill Regan to accept and file this report.
- Elliot Sachs, Boswell Engineering, October 20th, 2014- LSRP Services- 77 Franklin Street Update- All members are in favor to move this matter to next week as Frank Cagas would like to speak with the environmental engineer.
- William R. Comery, LLC, October 30, 2014- 57 Phillips Avenue and Tree Pruning Permit Review- On a motion made by Gary Brugger & seconded by Bill Regan to accept and file this correspondence.
- Gregorio Maceri, Memorial School Superintendent/Principal, October 27, 2014- Invitation to Annual 8th Grade Beefsteak- On a motion made by Gary Brugger & seconded by Bill Regan to accept this invitation.
- Diane Brando, CMCA, November 3, 2014- Request to attend 2014 NJLM- On a motion made by Frank Cagas and seconded by Bill Regan all members are in favor to approve this request.
- State of NJ, Dept of Transportation, November 3, 2014- Bergen County Complete Streets Planning & Design Training- All members are in favor of accepting & filing this correspondence. Mayor Regan notes that David Nasta, Township Attorney will attend a meeting at the County of Bergen for economic development.

Old Business~

- Arborist Report- & Shade Tree Pruning Fees
- David Nasta explains arborist suggestions for changes to the pruning fees for the Shade Tree Committee; Also Mayor Regan had asked the arborist to check out the tree growing at Dolly Montenegro's address. The report states the tree is in poor shape and should be replaced with a columnar tree. Frank reports on the pruning fees. The recommendation is to be lowered to \$25.00 for additional trees. Discussion ensues amongst the committee and the public regarding fees for pruning. The Township attorney reminds the committee that the ordinance would have to be changes and the committee would adopt the changes.
- DPW Winter/Seasonal Temporary Help- Bill Regan explains that there will be enough winter help this year and he feels confident in the recommendations. Gary Brugger suggests they receive an orientation to the DPW.
- Violations Clerk Position- Gary Brugger suggests if needed the position will need to be re advertised in 2015.
- Municipal Complex Emergency Generator- The clerk advises the Township Committee that tomorrow the bid date will be confirmed with the municipal engineer.
- CDBG 2014- Long list of items needed at the senior center (improvements). Mayor Regan states that Walter Eckel will meet with Gloria Palazzi and Dolly Montenegro regarding their suggested. Looks like they need the back kitchen remolded.

New Business~

- Receipt of Bids- Fire Department Rescue Vehicle 10/23/2014- 10:00AM- The committee agrees to move this matter to next week. The subcommittee will meet with Leo Rossi, Fire Chief and Bill will speak to all the members of the council. The bids came back higher than anticipated. Vinnie Stefano can also meet with truck committee next Wednesday at 8:00PM.
- RFQ's 2015- All are in favor of advertising fair & open by Thanksgiving.
- Renew Annual Support- Edmunds Maintenance Services- On a motion made by Bill Regan & seconded by Walter Eckel; all members are in favor of renewing this annual support agreement.
- NJSEM- Gary Brugger explains no action is needed; Gary Brugger motions and Walter Eckel seconded the motion. (Gary Brugger explains this is the townships gas supplier through a cooperative)
- Recycling Contract-review of Waste Management & Atlantic Coast Fibers- David Nasta, Township Attorney explains that more information is needed regarding this review. Mayor Regan motions and Gary Brugger seconds the motion to move this to next week. All members are in favor.
- Review of Front End Loader Quotes- Frank Cagas explains the situation regarding the CAT loader. It needs an engine repair and the lowest quote was Dependable Trucking at \$19,962.00. Leo Rossi explains the engine has to be ordered from CAT and it may be in by the middle to end of next month. Cannot be ordered and repaired in one week. On a motion made by Frank Cagas & Seconded by Gary Brugger; all members were in favor of approving this repair not to exceed \$20,000.00. Frank Cagas explains that a loader will need to be rented in the mean time while the repair is being completed. On a motion made by Gary Brugger and seconded by Frank Cagas; all members are in favor of having Tommy Yannetti arrange for a rental of a Cat Loader for DPW(temporary basis).

Ordinances~ N/A

Resolutions~

- Closed Executive Session Resolution- On a motion made by Gary Brugger and seconded by Bill Regan all were in favor.

Committee Reports~

Bill Regan- Reports that PSE&G will fix the vent pipe on Dyer Avenue on November 16th.

Comments he just received the good news and has to leave the meeting a few minutes early.

Gary Brugger- Congratulates Walter & Bill on the election and thanks Anthony & Carmelo for running. Comments on a low pressure gas problem on his street. Asks if Tommy Yannetti has found a new place to store the salt? Is Moonachie an option?

Frank Cagas- Directs Tommy Yannetti to call Dave Hollenbeck at PSE&G to confirm there is not water in the gas line.

Walter Eckel- No Report at this time.

Public Comments~

Dolly Montenegro- 57 Phillips Avenue- Congratulates Walter and Bill on the election and thanks Anthony Aquilina for running for Township Committee. Dolly asks if the salter is out of commission? Frank Cagas answers “no”, Leo Rossi is fixing it and the township will purchase a new one next winter.

Loni Badell- 51 Grove Street- Comments that it is great news regarding the gas line repair that the Mayor just announced. Thank you to the Township Council and the Board of Education for working together on the gas leak repair on Phillips Avenue. Congratulates Walter & Bill on the election and also congratulates the 2 new young men that ran against them. (Carmelo Sortino and Anthony Aquilina).

Joseph Marrella, DPW Laborer- Comments that he believes that the loader quote is a little high.

On a motion made by Gary Brugger and seconded by Frank Cagas all were in favor to adjourn the meeting at 7:30PM.

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

Donna L. Gambutti

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Resolution Authorizing Executive Session November 6, 2014

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

Frew v. South Hackensack

~~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.

**Robert Chinchar
Carmine Maceri
Lance Kelly
Dominick Mea
Thomas Yannetti
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 November 6, 2014

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