

Township of South Hackensack
Bergen County, New Jersey
December 11, 2014 7:00PM
Regular Meeting
MINUTES

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

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

Call of Meeting to Order

Mayor Regan called the Regular Meeting to order at 7:02 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. All members are present.

Closed Session

On a motion made by Bill Regan and seconded by Frank Cagas all were in favor of entering into closed executive session at 7:03 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 Bill Regan and seconded by Frank Cagas; all were in favor to returning to open session at 7:30PM.

Correspondence~

- General Correspondence & Reports- On file in the Municipal Clerks Office- On a motion made by Gary Brugger and seconded by Walter Eckel; all members are in favor of accepting and filing the the general correspondence and reports.
- Joseph Terraccino, Chief of Police ,December 9, 2014- Alternate Crossing Guard Request- On a motion made by Bill Regan and seconded by Walter Eckel; all members are in favor of accepting this correspondence and note that it is under New Business
- South Hackensack Fire Department, Daniel Riley, 2nd Lt 2014, December 11, 2014- Election of Officers for the year 2015- On a motion made by Gary Brugger with Congratulations and seconded by Bill Regan; all members were in favor of accepting the this correspondence

Old Business~

- PEG Bandwidth 2014 review by Township Attorney- David Nasta, Esquire explains this agreement was done in 2013 and the Township Clerk's office is requesting clarification on their contact information, etc. He explains that a rescinding resolution may be needed if the township does not receive the needed information. All members are in favor of the rescinding resolution if needed.
- Recycling Contract-review of Waste Management & Atlantic Coast Fibers (End Market)- David Nasta reports that there are 2 end market locations available to us for our recycling materials and that is called "end market". He advised the committee that they may wait to make their decision pending his review.

New Business~

- Appoint Sub-Committee for RFQ's 2015- Walter Eckel & Bill Regan are appointed to this sub-committee. All members were in favor.
- Reorganization 2015 date of 01/01/2015 at 12:00PM NOON- All members are in favor of this date for Reorganization 2015, The Township Clerk is directed to advertise the meeting.
 - Advertise Alternate Crossing Guard's Position- On a motion made by Walter Eckel & Seconded by Bill Regan; all were in favor of advertising 2 positions.

Ordinances~ Adoption

- ORDINANCE NO. 2014-10 Second Reading, - Public Hearing –Adoption

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 108 "FEES" SECTION 9 (CHAPTER 97) OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "CONSTRUCTION CODES, UNIFORM" , CHAPTER 108-12 (CHAPTER 131) "LICENSING AND CHAPTER 108 SECTION 22 "CHAPTER 208, ZONING"

On a motion made by Walter Eckel and seconded by Gary Brugger all members were in favor of opening the public hearing on this ordinance.

Gary Brugger explains the need for the fee changes as recommended by the construction code official.

On a motion made by Gary Brugger and seconded by Bill Regan all members were in favor by Roll Call Vote of closing the public hearing and adopting Ordinance No. 2014-10.

□ **ORDINANCE NO. 2014-11** *Second Reading, - Public Hearing –Adoption*

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 167 OF THE CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "PROPERTY MAINTENANCE"

On a motion made by Gary Brugger and seconded by Bill Regan all members were in favor of opening the public hearing on this ordinance.

On a motion made by Bill Regan and seconded by Walter Eckel all members were in favor by Roll Call Vote of closing the public hearing and adopting Ordinance No. 2014-11.

Resolutions~

- Closed Executive Session Resolution- *On a motion made by Bill Regan & Seconded by Frank Cagas; all were in favor*
- Consent Agenda 2014-12 – *On a motion made by Gary Brugger & Seconded by Bill Regan; all were in favor of approving consent agenda 2014-12*

Committee Reports~

Gary Brugger- reports that he met with the DEP & HUD with Walter Eckel regarding the DEP reaction to Super-storm Sandy. He explains the need for flood mitigation and the east riser ditch. He reported that the DEP had proposed maps to prevent flooding and Burms are on the proposed map. Gary comments on the Green Street ditch and the cleaning involved to help prevent flooding. He wishes everyone a Merry Christmas.

Vincent Stefano- No report but wishes everyone a Happy Holiday and a Merry Christmas.

Frank Cagas- Wishes everyone a Merry Christmas.

Walter Eckel- Wishes everyone a Happy Christmas too.

Mayor Regan- Reports that this is his last meeting as the Mayor and it has been a great year. Reminds everyone to attend the tree lighting on December 19th. He explains that the Hackensack Chamber of Commerce has event next Thursday to recognize new businesses in the area and that this is a joint venture between the towns. He commends the Police Department on their activity this year and wishes everyone a Merry Christmas and a Happy and Safe New Year.

Public Comments~

Dolly Montenegro- 57 Phillips Avenue- Dolly asks David Nasta, Esquire if there is a current ordinance regarding the Ambulance Corps and there should be an ordinance. Is there a list of members? Dolly also asks for a small stipend for the senior center in next year's budget to offset trips. A little help will go a long way when a member cannot afford the expenses. She agrees with Gary Brugger about the Green Street Ditch over by Sal's Good Eats and she remembers a meeting with FEMA in 2003.

Thomas Yannetti, Assistant DPW CPWM- He comments that the pipe by Green Street needs to be cleaned monthly. Vincent Stefano agrees.

Ray DeRiso- Zoning Official- explains that Walter Eckel is retiring from the Fire Department and congratulates him as he has been a Fireman for most of his adult life.

Leo Rossi- Fire Chief- Commends Walter Eckel and states it has been a pleasure working with him for 11 years and he has been a great mentor and right hand man.

On a motion made by Gary Brugger and seconded by Walter Eckel all were in favor to adjourn the meeting at 8:22 PM & return into Closed Session.

Closed Session

On a motion made by Fran Cagas and seconded by Bill Regan all were in favor of entering into closed executive session at 8:42 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. Walter Eckel was not present during this portion of closed session only.

On a motion made by Bill Regan and seconded by Frank Cagas; all were in favor to returning to open session and adjourning the meeting at 10:00PM.

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 December 11, 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.

~~XX~~ (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.

Cellular Tower Leases

~~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.

Economic Development

 (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 December 11, 2014

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Consent Resolution 2014-12

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. 2014-192- Payment of Bills- December 2014

Resolution No. 2014-193-Authorize ADS 2-year contract-Payroll Services

Resolution No. 2014-194-License Report November 2014

Resolution No. 2014-195- Authorize Tax Appeal- Jai-Vagzei-Block 1.01, Lot 4.04

Resolution No. 2014-196- Authorize Tax Appeal- Om-Vagzei-Block 1.01, Lot 2

Resolution No. 2014-197- Authorize Tax Appeal-Weedo- 434 Route 46

Resolution No. 2014-198- Cancellation of Current Fund Appropriations

Resolution No. 2014-199- Authorizing Transfer of the 2014 Budget Appropriations

Motion: Brugger
Second: Regan
December 11, 2014

Approved:

Attest:

Bill Regan, Mayor

Donna L. Gambutti, Municipal Clerk

Resolution No. 2014-192 – Payment of Bills – December 2014 - \$ 374,974.03

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. 2014-12

Date: December 11, 2014

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TOWNSHIP OF SOUTH HACKENSACK
Check Register By Check Date

Range of Checking Accts: First to Last
Range of Check Dates: 11/14/14 to 12/11/14
Report Type: All Checks
Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir
Deposit: Y
=====

Check #	Check Date	Vendor	Amount Paid
Reconciled/Void	Ref Num		
-----DEV		DEVELOPERS & ESCROW CASH	
1898	12/11/14	BOS01 BOSWELL ENGINEERING, INC.	2,427.50
1652			
1899	12/11/14	NOR01 NORTH JERSEY MEDIA GROUP INC	25.51
1652			
1900	12/11/14	PAD10 BEATTIE PADOVANO, LLC	360.00
1652			
1901	12/11/14	SHT01 SOUTH HACKENSACK TOWNSHIP	500.00
1652			

Checking Account Totals	Paid	Void	Amount Paid
Amount Void	----	----	-----

0.00	Checks: 4	0	3,313.01
0.00	Direct Deposit: 0	0	0.00
	=====	=====	=====
0.00	Total: 4	0	3,313.01

GENERAL ACCOUNT			
12186	11/14/14	BCB10 BCB JANITORIAL SUPPLY CO., INC	422.79
1645			

12187	11/21/14	COS10	COSTCO WHOLESALE	245.10
	1649			
12188	11/25/14	CHO01	CHOCOLATES WITH LOVE	280.00
	1650			
12189	11/25/14	SHO20	SHOP-RITE OF HACKENSACK	144.76
	1650			
12190	12/11/14	ADS01	ACTION DATA SERVICES	1,040.10
	1653			
12191	12/11/14	ANTON005	ANTONIO FANTAUZZI	40.70
	1653			
12192	12/11/14	BCB10	BCB JANITORIAL SUPPLY CO.,INC	138.89
	1653			
12193	12/11/14	BCU02	BC UTILITIES AUTHORITY SW	5,084.88
	1653			
12194	12/11/14	BER01	BERGEN MUNICIPAL EMPLOYEE BENF	77,408.48
	1653			
12195	12/11/14	BOS01	BOSWELL ENGINEERING, INC.	633.50
	1653			
12196	12/11/14	BRA01	DIANE BRANDO	174.21
	1653			
12197	12/11/14	CAB01	CABLEVISION	94.90
	1653			
12198	12/11/14	CAS02	CASCONE WELDING	310.00
	1653			
12199	12/11/14	CDW01	CDW GOVERNMENT INC.	162.00
	1653			

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TOWNSHIP OF SOUTH HACKENSACK
Check Register By Check Date

Check # Check Date Vendor Amount Paid
Reconciled/Void Ref Num

GENERAL ACCOUNT			Continued	
12200	12/11/14	CHRIS005	CHRISTIAN LOOR	40.70
	1653			
12201	12/11/14	COL01	COLONNELLI BROS. INC	2,500.00
	1653			
12202	12/11/14	DES01	DESIGN N-STITCH, INC	596.00
	1653			
12203	12/11/14	DIREC005	DIRECT ENERGY BUSINESS	218.29
	1653			
12204	12/11/14	DONNA	DONNA GAMBUTTI	145.00
	1653			
12205	12/11/14	EAR01	EARTHLINK BUSINESS	745.06
	1653			
12206	12/11/14	FAILS005	FAIL SAFE TESTING, INC	500.00
	1653			

12207	12/11/14	FED01	FEDERAL EXPRESS	23.16
1653				
12208	12/11/14	FIR05	FIRST STUDENT	470.00
1653				
12209	12/11/14	HAC02	HACKENSACK SPRING	58.00
1653				
12210	12/11/14	HAN01	HANNA KRAUSE CHOCOLATES	354.90
1653				
12211	12/11/14	HAR02	VINDAN, INC.	560.50
1653				
12212	12/11/14	HUD01	HUDSON TIRE EXCHANGE, INC	649.84
1653				
12213	12/11/14	IDM01	IDM MEDICAL SUPPLY, INC.	171.21
1653				
12214	12/11/14	LAN01	LANGUAGE LINE SERVICES	108.80
1653				
12215	12/11/14	LIC01	ROBERT LICAMARA	72.50
1653				
12216	12/11/14	LIT01	LITTLE FERRY HARDWARE	63.96
1653				
12217	12/11/14	MCN01	MCNERNEY & ASSOCIATES	200.00
1653				
12218	12/11/14	MCN02	DANIEL MCNERNY	100.00
1653				
12219	12/11/14	MOO01	BOROUGH OF MOONACHIE	21,982.34
1653				
12220	12/11/14	MUN05	MUNICIPAL CAPITAL CORP	205.00
1653				
12221	12/11/14	NAS02	DAVID V NASTA	8,083.33
1653				
12222	12/11/14	NOR01	NORTH JERSEY MEDIA GROUP INC	16.06
1653				
12223	12/11/14	NOR10	NO NJ TEAMSTERS BENEFIT PLAN	4.80
1653				
12224	12/11/14	PET10	PETTY CASH C/O	139.57
1653				
12225	12/11/14	PIN01	PINNACLE WIRELESS FBO UNITEK	190.00
1653				

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TOWNSHIP OF SOUTH HACKENSACK

Check Register By Check Date

Check #	Check Date	Vendor	Amount Paid
		Reconciled/Void Ref Num	

GENERAL ACCOUNT

12226 12/11/14

POL04

POLAND SPRING DIRECT

18.91

1653

Continued

12227	12/11/14	POM01	POMPEI'S LITTLE MARKET	27.50
1653				
12228	12/11/14	PRE04	PRECISE AUTOMOTIVE, LLC	2,845.25
1653				
12229	12/11/14	PSE01	P S E & G	6,884.56
1653				
12230	12/11/14	RAC01	RACHLES & MICHELE'S OIL CO INC	3,308.49
1653				
12231	12/11/14	RJM01	RJM SALES INC.	275.00
1653				
12232	12/11/14	SCH01	LAW OFF JOHN L SCETTINO, ESQ	1,250.00
1653				
12233	12/11/14	SHF01	SO HACKENSACK FIRE CO NO 1	1,560.00
1653				
12234	12/11/14	SME01	JOSEPH SMENTKOWSKI, INC.	12,782.14
1653				
12235	12/11/14	SOU01	SOUTH BERGEN MUNI JT INS FUND	71,060.86
1653				
12236	12/11/14	ST001	STORR TRACTOR COMPANY, CORP.	1,079.21
1653				
12237	12/11/14	STA04	STANDARD INSURANCE CO., CORP.	266.86
1653				
12238	12/11/14	STA07	STAPLES ADVANTAGE, INC.	260.10
1653				
12239	12/11/14	STERL005	STERLING CARTING	1,634.00
1653				
12240	12/11/14	TER01	MARY TERRACCINO	194.84
1653				
12241	12/11/14	TM002	T-Mobile, INC.	120 104.14
1653				
12242	12/11/14	UNI01	UNITED WATER NJ	7,029.20
1653				
12243	12/11/14	USA01	USA MOBILITY	9.12
1653				
12244	12/11/14	VAN01	VAN DINES MOTORS, INC.	859.00
1653				
12245	12/11/14	VER01	V E RALPH & SON, INC	1,159.44
1653				
12246	12/11/14	VER04	VERIZON WIRELESS	154.06
1653				
12247	12/11/14	VER05	Verizon	V06 111.88
1653				
12248	12/11/14	WBM01	W. B. MASON CO., INC.	167.94
1653				
12249	12/11/14	WES02	West Payment Center	540.00
1653				
12250	12/11/14	WIT01	WITMER PUBLIC SAFETY GROUP	62.99
1653				

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Check Register By Check Date

 Check # Check Date Vendor Amount Paid
 Reconciled/Void Ref Num

GENERAL ACCOUNT
 Checking Account Totals Paid Void Continued Amount Paid
 Amount Void

 Checks: 65 0 238,024.82
 0.00
 Direct Deposit: 0 0 0.00
 0.00
 =====
 Total: 65 0 238,024.82
 0.00

GENERAL CAPITAL GENERAL CAPITAL INTERCHANGE
 1647 12/11/14 GIT01 GITTLEMAN MUHLSTOCK CHEWCASKIE 3,260.00
 1651

Checking Account Totals Paid Void Amount Paid
 Amount Void

 Checks: 1 0 3,260.00
 0.00
 Direct Deposit: 0 0 0.00
 0.00
 =====
 Total: 1 0 3,260.00
 0.00

PAYROLL AGENCY PR AGENCY TB BANK
 1520 12/11/14 BER01 BERGEN MUNICIPAL EMPLOYEE BENF 11,435.52
 1654

Checking Account Totals Paid Void Amount Paid
 Amount Void

 Checks: 1 0 11,435.52
 0.00
 Direct Deposit: 0 0 0.00
 0.00

=====				
0.00	Total:	1	0	11,435.52

WIRE TRACKING	WIRE TRANSACTIONS			
11125	11/14/14	SHT01	SOUTH HACKENSACK TOWNSHIP	89.47
	1646			
11126	11/21/14	SHP01	SO HACKENSACK PAYROLL AGENCY	5,944.85
	1647			
11127	11/21/14	SHT01	SOUTH HACKENSACK TOWNSHIP	112,906.36
	1648			

Checking Account Totals		Paid	Void	Amount Paid
Amount Void		-----	-----	-----
0.00	Checks:	3	0	118,940.68
0.00	Direct Deposit:	0	0	0.00
=====				=====
0.00	Total:	3	0	118,940.68

Report Totals		Paid	Void	Amount Paid
Amount Void		-----	-----	-----
0.00	Checks:	74	0	374,974.03
0.00	Direct Deposit:	0	0	0.00
=====				=====
0.00	Total:	74	0	374,974.03

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TOWNSHIP OF SOUTH HACKENSACK
Check Register By Check Date

Totals by Year-Fund				
Fund Description	Fund	Budget Total	Revenue Total	G/L Total
CURRENT FUND	4-01	356,876.03	0.00	0.00
356,876.03				
	C-04	3,260.00	0.00	0.00
3,260.00				
	D-05	3,402.48	0.00	0.00
3,402.48				
	P-22	11,435.52	0.00	0.00
11,435.52				
Total Of All Funds:			374,974.03	0.00
0.00	374,974.03			

Resolution No. 2014- 193 Authorize ADS (2) year Contract for Payroll Services

WHEREAS Action Data Services (ADS) prepares and processes weekly payroll and related payroll services for the Township of South Hackensack; and

WHEREAS in correspondence dated December 2, 2014 ADS will provide payroll and accounting services to the Township of South Hackensack according to the price menu page 3 of the contract, and

WHEREAS the Township Committee considered the recommendation of the Financial Assistant at its meeting held on December 4, 2014 to remain with ADS,

NOW THEREFORE BE IT RESOLVED that by signing this contract, the Township of South Hackensack will comply with and be bound by the rules of the National Automated Clearing House Association, agree not to originate entries that violate the laws of the United States, and that South Hackensack offers the right of the ODFI/TPS to audit the Originator's compliance with the Origination Agreement and the NACHA rules, and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey and Action Data Services enter into a (2) year contract with commencement date of January 1, 2015 ending December 31, 2016 and to maintain the current pricing structure on all services for two (2) years and if either party does not terminate in writing ninety (90) days prior to the termination date, then this contract will renew for an additional one (1) year term ending on December 31, 2017.

Consent Agenda Resolution No. 2014-12
 Date: December 11, 2014

Resolution No. 2014 – 194 Licenses – November 2014
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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>
11/03/2014	Pleasure Lounge	4320	\$ 300	Place of Entertainment
11/07/2014	Knights Inn	4321	3,428	Motel License
11/07/2014	Stage Coach Motel	4322	2,948	Motel License
11/12/2014	Club Flamingo	4323	300	Place of Entertainment
11/14/2014	Airport Motel	4324	3,428	Motel License
11/24/2014	Congress Inn	4325	3,620	Motel License
11/24/2014	Horizon Motel	4326	3,460	Motel License
11/25/2014	Twins Lounge	4327	300	Place of Entertainment
<u>TOTAL:</u>			<u>\$ 17,784</u>	

FIRE PERMITS

<u>Received</u>	<u>Business</u>	<u>License #</u>	<u>Fee</u>	<u>Type</u>
<u>TOTAL FIRE:</u>			<u>\$ 0</u>	
<u>GRAND TOTAL ALL LICENSES/PERMITS:</u>			<u>\$ 17,784</u>	

Consent Agenda Resolution No. 2014-12
 Date: December 11, 2014

Resolution No. 2014-195 Tax Appeal – Jai-Vagzei, Block 1.01 Lot 4.04

WHEREAS, Jai-Vagzei, LLC is the owner of property located at 450 Route 46, also known as Block 1.01, Lot 4.04, in the Township of South Hackensack, New Jersey; and

WHEREAS, the taxpayer has filed tax appeals for the years 2012, 2013 and 2014 against the Township of South Hackensack in matters entitled Jai-Vagzei, LLC vs. Township of South Hackensack, which are presently pending in the Tax Court; and

WHEREAS, it is has been recommended by the Tax Appeal Attorney, the Township Appraiser and the Township Assessor that the matters be settled at this time, and that such settlement is in the best interests of the Township;

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 execute any and all documents necessary in order to finalize the settlement of litigation entitled Jai-Vagzei, LLC vs. Township of South Hackensack, so that for tax year 2012, the taxpayer will withdraw the complaint, and the assessment of \$1,985,400 will remain intact; for tax year 2013, the assessment of \$1,985,400 will be reduced to \$1,650,000; and for tax year 2014, the assessment of \$1,906,000 will be reduced to \$1,650,000, resulting in a total refund for both years of \$14,847; and

BE IT FURTHER RESOLVED that the aforesaid settlement is predicated upon a waiver of any and all pre-judgment interest by the taxpayer, as long as the refunds are paid within 60 days of the Tax Court Judgments, or before May 15, 2015, whichever is later.

Consent Agenda 2014-12

December 11, 2014

Resolution No. 2014-196 Tax Appeal – Om-Vagzei, Block 1.01 Lot2

WHEREAS, Om-Vagzei, LLC is the owner of property located at 317-337 Phillips Avenue, also known as Block 1.01, Lot 2, in the Township of South Hackensack, New Jersey; and

WHEREAS, the taxpayer has filed tax appeals for the years 2012, 2013 and 2014 against the Township of South Hackensack in matters entitled Om-Vagzei, LLC vs. Township of South Hackensack, which are presently pending in the Tax Court; and

WHEREAS, it is has been recommended by the Tax Appeal Attorney, the Township Appraiser and the Township Assessor that the matters be settled at this time, and that such settlement is in the best interests of the Township;

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 execute any and all documents necessary in order to finalize the settlement of litigation entitled Om-Vagzei, LLC vs. Township of South Hackensack, so that for tax year 2012, the taxpayer will withdraw the complaint, and the assessment of \$4,078,500 will remain intact; for tax year 2013, the assessment of \$4,078,500 will be reduced to \$3,480,000; and for tax year 2014, the assessment of \$3,915,400 will be reduced to \$3,480,000, resulting in a total refund for both years of \$25,916; and

BE IT FURTHER RESOLVED that the aforesaid settlement is predicated upon a waiver of any and all pre-judgment interest by the taxpayer, as long as the refunds are paid within 60 days of the Tax Court Judgments, or before May 15, 2015, whichever is later.

Consent Agenda 2014-12

December 11, 2014

Resolution No. 2014-197 Tax Appeal – Weedo v TSH Block 1.01 Lot 4.19 and Block 1.01 Lot 4.18

WHEREAS, Weedo Enterprises is the owner of properties located at 434 and 454 Route 46, also known as Block 1.01, Lot 4.19, and Block 1.01, Lot 4.18 respectively, in the Township of South Hackensack, New Jersey; and

WHEREAS, the taxpayer has filed tax appeals for the years 2010 through 2014 against the Township of South Hackensack in matters entitled Weedo Enterprises vs. Township of South Hackensack, which are presently pending in the Tax Court; and

WHEREAS, it is has been recommended by the Tax Appeal Attorney, the Township Appraiser and the Township Assessor that the matters be settled at this time, and that such settlement is in the best interests of the Township;

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 execute any and all documents necessary in order to finalize the settlement of litigation entitled Weedo Enterprises vs. Township of South Hackensack, so that for tax year 2010, the taxpayer will withdraw the complaint, and the assessment of \$3,827,900 will remain

intact; for tax year 2011, the assessment of \$3,827,900 will be reduced to \$3,650,000; for tax year 2012, the assessment of \$3,827,900 will be reduced to \$3,700,000, for tax year 2013, the assessment of \$3,827,900 will be reduced to \$3,600,000; for tax year 2014, the taxpayer will withdraw the complaint, and the assessment of \$3,553,000 will remain intact, and for tax year 2015, the assessment of \$3,553,000 will be reduced to \$3,500,000, resulting in a total refund for all years of \$12,187; and

BE IT FURTHER RESOLVED that the aforesaid settlement is predicated upon a waiver of any and all pre-judgment interest by the taxpayer, as long as the refunds are paid within 60 days of the Tax Court Judgments, or before May 15, 2015, whichever is later.

Consent Agenda 2014-12

December 11, 2014

Resolution No. 2014-198

Cancellation of Current Fund Budget Appropriation

WHEREAS, the Hackensack Meadowlands Development Commission (HMDC) Tax Sharing – Other Expense appropriation reports an unexpended balance of \$382,629, and

WHEREAS, it has been determined that the Township is not obligated to pay the remaining 2014 H.M.D.C. Tax Sharing allocation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack, that the above unexpended H.M.D.C. budget appropriation balance be cancelled.

Consent Agenda Resolution 2014-012

Date: December 11, 2014

RESOLUTION NO. 2014-199

Authorizing the Transfer of 2014 Budget Appropriations

WHEREAS, N.J.S. 40A:4-58 provides that should it become necessary, during the last two months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Township Committee may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof) transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the following transfers in the 2014 Budget Appropriations are authorized:

<u>Account</u>	<u>From</u>	<u>To</u>
Unemployment Insurance	\$ 9,000	
Police Department		
Salaries and Wages	168,000	
Municipal Clerk		
Salaries and Wages		\$ 2,000
Financial Administration		
Other Expenses		3,000
Revenue Administration		
Salaries and Wages		6,000
Legal Services		
Other Expenses		30,000
Engineering Services		
Other Expenses		5,000
Zoning Board of Adjustment		
Salaries and Wages		6,000
Other Expenses		1,000
Construction Officials		
Salaries and Wages		3,000
Police Department		
Other Expenses		20,000
Police/Dispatch/911		
Salaries and Wages		30,000
Municipal Prosecutor's Office		
Salaries and Wages		2,000

Authorizing the Transfer of 2014 Budget Appropriations

<u>Account</u>	<u>From</u>	<u>To</u>
Streets and Road Maintenance		
Salaries and Wages		15,000
Other Expenses		17,000
Buildings and Grounds		
Other Expenses		5,000
Vehicle Maintenance		
Other Expenses		15,000
Recreation Services and Programs		
Other Expenses		2,000
Municipal Court		
Salaries and Wages		5,000
Other Expenses		1,000
Public Defender		
Salaries and Wages		2,000
Telephone		2,000
Length of Services Awards Program (LOSAP)		4,000
Borough of Hasbrouck Heights- Tax Assessing Svcs.	-	1,000
	\$ 177,000	\$ 177,000

Consent Agenda 2014-12

Approved: December 11, 2014

ATTEST:

Donna L. Gambutti, Municipal Clerk

Bill Regan, Mayor

2014-10

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 108
“FEES” SECTION 9 (CHAPTER 97) OF THE CODE OF THE TOWNSHIP
OF SOUTH HACKENSACK ENTITLED “CONSTRUCTION CODES,
UNIFORM” , CHAPTER 108-12 (CHAPTER 131) “LICENSING AND
CHAPTER 108 SECTION 22 “CHAPTER 208, ZONING”**

WHEREAS, the Township Committee has ordered a review of the fee schedule for construction and zoning permits to ensure that they meet with current industry standards: and

WHEREAS, the zoning and construction officials in accordance with said order have reviewed the current uniform construction code and zoning fee schedules and have recommended the deletion or amendment of the same and insertion of the fees schedule contained herein;

NOW THEREFORE BE IT ENACTED AND ORDAINED, by the Township Committee of the Township of South Hackensack as follows:

SECTION 1- Chapter 108-9 Chapter 97, Construction Codes, Uniform be and the same is hereby deleted in its entirety and replaced as follows:

CHAPTER 108-9 CHAPTER 97, CONSTRUCTION CODES, UNIFORM

A. The building sub-code fees shall be as follows:

of Service	Fees	Type
Building Subcode Fees		
Minimum fee R3/R5	\$ 60	
Minimum fee all other uses & commercial	\$100	
New construction, including additions, per		
Cubic foot of volume	\$0.042	
The minimum fee for any new principal structure R5	\$1200	
The minimum fee for any new accessory structure R5	\$150	
The minimum fee for additions 120 sq ft. or less R5	\$250	
The minimum fee for additions greater than 120 sq ft. R5	\$350	
Modular structures: per \$1,000.00 of cost	\$30	

Renovations, Alterations and Repairs:

Up to first \$50,000 in cost per \$1000	\$25
From \$50,001 to \$100,000 in cost per \$1000	\$23
Over \$100,001 in cost per \$1000	\$22

Demolition:

R5 Use group complete	\$250
All other use groups complete	\$700
Interior Demolition all use groups	\$150
Garage or accessory building demolition all use groups	\$250

Fuel storage tanks, removal or abandon:

Up to 275 gallons	\$75
276 to 1000 gallons	\$125
Each additional 500 gallons	\$50

Moving a Building:

Per \$1000 of estimated cost of work	\$25
Asbestos abatement with Administrative Certificate	\$150
Lead Hazard Abatement with Certificate of Clearance	\$195

Swimming pools: building permit only

Above ground pools	\$150
In-ground pools: per \$1,000 of estimated cost	\$20
Sheds: Per \$1,000 of estimated cost	\$24
House and construction trailers, each	\$150
Tents: over 900 square feet or thirty feet of length in one direction	\$110
Retaining walls: 4' or more in height, per \$1000 of estimated cost	\$24
Signs per sqft.	\$3

Certificate of occupancy- U.C.C.

Residential (new construction or rehabilitation)	\$100
Non-Residential	10% of Permit fee

Certificate of Continued Occupancy- U.C.C., applicant requested:

General visual inspection by all Subcode Officials: per subcode	\$100
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Temporary certificate of occupancy:

Initial issuance	No fee
Subsequent renewals, each	\$30

Plan review: none refundable % of permit fee 20%

Change of Contractor: plus any additional items or cost \$35

Withdrawn permit: administrative fee: % of permit fee 30%

Reinstatement of Lapsed Permit Fee: % of original permit fee 80%

Permit surcharge: (state mandated) N.J.A.C. 5:23-4.19(b)

Variation Application as per N.J.A.C. 5:23-2.10

Class I structures	\$550
Class II and III structures	\$200
Re-submission: Class I Structures	\$200
Re-submission: Class II and III	\$100

Special inspection fee request: Any request for a required code inspection either before or after regular Building Department hours of business or on holidays and weekends shall be required to pay, in addition to any established permit and certificate fees, the current contractual hourly compensation rate (one and one half times their normal hourly salary) based on the amount of time required for said inspection with a two hour minimum.

B. The electrical sub-code fees shall be as follows:

Electrical Subcode fees	
Minimum fee R3/R5	\$60
All other uses & commercial	\$100
Electrical devices : (lighting outlets, receptacles, switches, smoke and heat detectors, emergency lights, exit lights, communication points and fire alarm devices.	
1 to 20 devices	\$60
Each additional 20 devices	\$25
Dishwasher, Disposal Unit, Instant Hot (each)	\$45
Temporary Trailers (each) plus the service	\$60
Motors (all except those in plug-in appliances)	
1 to 10 horsepower	\$40
11 to 50 horsepower	\$100
51 to 100 horsepower	\$175
Greater than 100 horsepower	\$457
Transformer/Generator/Appliance equipment/ Ovens, Ranges, Warming Trays	
1 to 10 kilowatt	\$40
11 to 45 kilowatt	\$87
46 to 112.5 kilowatt	\$192
Over 112.5 kilowatt	\$457
Service entrance, panel, subpanel or disconnect (each)	
Up to 100 Amps	\$80
101 to 200 Amps	\$125

201 to 400 Amps	\$200
401 to 1200 Amps	\$500
Over 1201Amps	\$750
Additional meters included in service	\$35
Air-conditioning units: (includes disconnect, compressor/condenser Air handler) each	\$100
Replacement of any system part	\$ 60
Burglar alarm system: (complete)	\$ 75
Swimming pools: (includes receptacle, switch, trench, bonding and equippotential bonding matt)	\$180
Hydromassage tub (interior)	\$ 45
Hot tub, spa (exterior) same as a pool	\$180
Certificate of compliance, annual inspection for public Swimming pools, spas and hot tubs:	\$100
Photovoltaic Systems:	
Solar Modules-1 to 20 modules	\$ 60
Each additional 20 modules	\$ 30
1 to10 KW	\$ 60
11 to 50 KW	\$ 90
51 to 100 KW	\$120
Greater than 100 KW	\$ 576
Disconnects and Invertors	
Up to 100 Amps (each)	\$ 80
101 to 200 Amps (each)	\$100

C. The elevator sub-code fees shall be as follows:

Elevator Subcode fees

80% of state fees and subject to change by the state
Pursuant to N.J.A.C. 5:23-12.6 plus 25%
Administrative fee

Elevator plan review shall be in accordance with N.J.A.C. 5:23-4.20 (6&7)

D. The Fire Sub-code fees shall be as follows:

Fire Subcode fees

Minimum fee R3/R5	\$ 60
All other uses and commercial	\$100

Sprinkler systems, each	
Pipe schedule	\$75
Hydraulically calculated	\$75
R5 use group, 20 or fewer heads	\$65
Sprinkler system heads, all other use groups	
1 to 20 heads	\$82
21 to 100 heads	\$152
101 to 200 heads	\$289
201 to 400 heads	\$750
401 to 1000 heads	\$1,036
Over 1000 heads	\$1775
Sprinkler system supervisory devices (tamper switches low/high), each	\$20
Standpipes, each	\$289
Dry Pipe/Alarm valves, each	\$ 60
Pre-action valves, each	\$150
Water service for a fire line	\$150
Fire alarm systems	
Control panels, R5 use group, each	\$60
Control panels, all other use groups, each	\$80
Fire alarm system devices (i.e., smoke detector heads, heat detector heads, Pull stations, water flow alarms)	
1 to 20 devices	\$65
21 to 100 devices	\$125
101 to 200 devices	\$250
201 to 400 devices	\$625
401 to 1000 devices	\$1050
Over 1000 devices	\$1200
Fire Alarm Panel, new installation or replacement	\$100
Fire alarm system security devices (door locks, electromagnetic Releases) each	\$25
Fire alarm system signaling devices (i.e., horns, strobes, bells) each	\$ 5
Independent pre-engineered systems, each	
Wet chemical system	\$150
All other systems	\$200
Gas or Oil fired appliances, each	
R5 use group	\$60
All other use groups	\$85
Fireplaces	\$75
Metal chimney liner:	
Residential	\$60
Commercial	\$100
Exhaust systems, each:	
Commercial kitchen Hood	\$200
Smoke control system	\$350

Incinerators, Crematorium, each	\$365
Fuel storage tanks: Installation, each	
Up to 275 gallons	\$75
276 to 1000 gallons	\$100
1001 gallons to 5000 gallons	\$250
Over 5000 gallons	\$500
Fire pump, each	\$350
Water service for fire line:	
Up to 2 inch	\$100
2 1/2 to 5 inch	\$200
6 inch or larger	\$300

E. The plumbing sub-code fees shall be as follows:

Plumbing Subcode fees

Minimum fee R3/R5	\$60
All other uses and commercial	\$100
Fixtures: (i.e. lavatories, kitchen sinks, basins, urinals, water closets bathtubs, shower stalls, sill cocks, laundry tubs, floor drains, drinking fountains, dishwashers, garbage disposals, clothes washers and similar Devices, each	\$20
Stacks: each	\$45
Special devices: (i.e., grease traps, oil separators, refrigeration units, Utility service connections, backflow preventers, gas service interceptors, And fuel oil piping) each	\$75
Utilization equipment: (i.e., steam boilers, hot-water boilers, warm-air Furnaces), each	
R5 use group	\$65
All other use groups	\$95
Air-conditioning units: each	
R5 use group	\$60
All other use groups	\$75
Water heaters: each	
R5 use group	\$70
All other use groups	\$100
Gas piping: each	
R5 use group	\$ 60
All other use groups	\$ 75
Vapor recovery systems: each	\$100
Required annual re-inspections (i.e., cross connections, backflow	

preventers)	\$100
Medical gas piping: per outlet	\$ 25
Annual Testing of Backflow Preventers:	
1-4 Devices	\$75 per device
5 or more Devices	\$60 per Device

SECTION 2- Chapter 108-22- Chapter 208, Zoning be and the same is hereby amended to delete Sections C and insert the following:

C. Zoning

Zoning permit: (includes review for use and/or development)	
Initial (residential) owner occupied	\$25
Initial (residential) non-owner occupied	\$75
Initial (commercial)	\$75
Amended application, each	\$25
Sign applications	\$75
Certificate for any rental unit	\$50
Certificate for resale or rental of a Commercial property (CCO)	\$200
Re-inspection of any residential unit	\$25
Re-inspection of any commercial unit	\$50

E. LETTER OF INTERPRETATION-Any letter from the Zoning Official such as non-conformity, zone clarification or permitted uses in a particular zone. \$75

F. PROFESSIONAL ESCROW- Minimum to be posted when associated with a building permit or a zoning permit. \$1000

SECTION 3- Chapter 108-12 “Chapter 131, Licensing” be and the same is hereby amended to add the following:

Activity or Occupation	Fee
Dry Cleaners	\$100
Motor Vehicle Authorization Letter	\$25

SECTION 4- SEVERABILITY If any portion of this ordinance is deemed invalid or unconstitutional by a court of competent jurisdiction than the balance of this ordinance shall be deemed in full force and effect.

SECTION 5- REPEALER- Any ordinance or portion thereof which is inconsistent with this ordinance is hereby repealed to the extent of said inconsistency.

SECTION 6- EFFECTIVE DATE- This ordinance shall become effective on January 1, 2015 after passage and publication as required by law.

ATTEST

DONNA L GAMBUTTI, TOWNSHIP CLERK

WILLIAM REGAN, MAYOR

DATED:

Introduction: November 13, 2014

Motion: Brugger

Second: Regan

Roll Call Vote; Brugger, Cagas, Eckel & Regan

Absent during Vote: Stefano

Adoption: December 11, 2014

Motion: Brugger

Second: Regan

Roll Call Vote; Brugger, Cagas, Eckel & Regan

ORDINANCE NO. 2014-11

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 167 OF THE
CODE OF THE TOWNSHIP OF SOUTH HACKENSACK ENTITLED "PROPERTY
MAINTENANCE"**

BE IT ENACTED AND ORDAINED, by the Township Committee of the Township of South Hackensack that Chapter 167 "Property Maintenance" be amended and supplemented as follow:

Section 1: Chapter 167-1 "Adoption of Standards by Reference" is revised to read as follows:

A certain document, three copies of which are on file in the office of the Township Clerk of the Township of South Hackensack being marked and designated as "2009 International Property Maintenance Code" as the same may be amended from time to time be and is hereby adopted as the Property Maintenance Code of the Township of South Hackensack for the control of buildings and structures as herein provided. Each and all of the regulations, provisions, penalties, conditions and terms of said code are hereby incorporated herein and made a part hereof as if the same were more fully set forth herein this Chapter with the additions, insertions, deletions and changes, if any prescribed in Chapter 167-2 hereinbelow.

Section 2: Chapter 167-2 "Modification of Standards" is revised as follows:

Delete reference to the "Boca National Property Maintenance Code" and insert "2009 International Property Maintenance Code as the same may be amended from time to time."

Section 3: Chapter 167- Property Maintenance Officer" is revised as follows:

Delete reference to the "Boca National Property Maintenance Code" and insert "2009 International Property Maintenance Code as the same may be amended from time to time."

Section 4: All ordinance or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of said inconsistency.

Section 5: 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 6: This ordinance shall take effect upon passage and publication as required by law.

ATTEST

Donna L. Gambutti, Township Clerk

William Regan, Mayor

Introduced: November 13, 2014

Motion: Eckel

Second: Cagas

Roll Call Vote: Brugger, Cagas, Eckel & Regan

Absent during Vote: Stefano

Adoption: December 11, 2014

Motion: Regan

Second: Eckel

Roll Call Vote; Brugger, Cagas, Eckel & Regan