

Township of South Hackensack  
County of Bergen, New Jersey  
October 5, 2006 7:30 P.M.  
Worksession Meeting  
MINUTES

Robyn Scholz, Mayor .....Present  
Lucindo A. LoPiccolo, Jr., Deputy Mayor.....Present  
James Anzevino .....Present  
Gary Brugger .....Present  
Walter Eckel, Jr.....Present

Also present:  
David V. Nasta, Esq., Municipal Attorney  
Linda LoPiccolo, Municipal Clerk  
Walter Tretiak, PE, Boswell Engineering  
7 residents

Call of Meeting to Order

Mayor Scholz called the meeting to order at 7:30 p.m. She advised that pursuant to the Open Public Meetings Act adequate notice of the meetings had been provided to The Record, The Herald and News and by posting a notice on the bulletin board in the clerk's office where notices are customarily posted. Everyone saluted the flag. The municipal clerk called the role.

Correspondence

Brugger motioned; Eckel seconded to accept and approve the request submitted by Det/Sgt Robert Licamara, SHPD Received on September 15, 2006 for defense motor vehicle summons. All in favor.

Brugger motioned; Anzevino seconded to accept and approve request submitted by Michael J Ward, OEM Coordinator - October 3, 2006 to use OEM vehicle for transportation to three conferences that will be held in Atlantic City November 1<sup>st</sup> through 4<sup>th</sup>, and November 13<sup>th</sup> through 16<sup>th</sup>, and November 16<sup>th</sup> through 19<sup>th</sup>. All in favor.

Anzevino motioned; LoPiccolo seconded to accept and approve correspondence submitted by Anna Tortora, Crossing guard – September 20, 2006 - Letter of resignation as full time crossing guard. Would like to remain on alternate list. All in favor.

Anzevino motioned; Brugger seconded to accept the approve request made by Linda LoPiccolo, Municipal Clerk dated September 20, 2006 for an adjustment to the office hours during the Christmas week. All in favor.

## Old Business

South Hackensack Website – Kevin Kopec to present

Mayor Scholz advised that Mr. Kopec made a brief presentation to the committee prior to the work session. Walter Eckel and Mayor Scholz will meet with Mr. Kopec prior to the October 12, 2006 meeting to finally review the site before launching it publicly.

Hoffman Street – Agreement with Hackensack for municipal services

David Nasta reported that since he had not yet received a draft of an Agreement from Mr. Zisa, Hackensack's Attorney, that he would prepare a draft of an Agreement and forward to Mr. Zisa for consideration.

DPW Building (79 Franklin Street) – Report received from Boswell Engineering - September 14, 2006

The committee discussed with Walter Tretiak his report and some options for repairing the roof, the outside wall, and the sidewalk/apron. In addition, the township was reminded that it has until April 2007 to solve its salt shed issue. Since the committee has formed a sub-committee to look into sharing some services, a decision regarding the building or the salt shed was held off until such time as the sub-committee has had an opportunity to meet with representatives of Hackensack, Little Ferry and Teterboro. Walter Tretiak advised that the employees were not in eminent danger, but that the building did need repair. Anzevino advised that he would set up a meeting schedule for discussions with surrounding municipalities by the next meeting and advise of that schedule.

New Jersey League of Municipalities – Authorize payment for Resorts Hotel for \$1,860.00

Anzevino motioned; Scholz seconded to authorize payment not to exceed \$1,860 for the NJ League of Municipalities Convention to be held Nov. 14-17<sup>th</sup>. All in favor.

COAH – Municipal Housing Liaison, Administrative Agent – Nasta to report on possibility of sharing service with another municipality.

Nasta advised that he had an opportunity to review the requirements for the two required positions and suggested reaching out to surrounding municipalities for a shared service opportunity.

## New Business

Interlocal Service Agreement – Borough of Wallington/Township of South Hackensack Police, Fire and Emergency Services

Anzevino reported that last year when he was Mayor he met with the Mayor of Wallington and others including Dennis McNerney, County Executive regarding sharing services. Wallington indicated that they wanted to renew their Agreement with the township to provide fire & ambulance service for an increased fee of \$5,000 (previous Agreement was \$4,000 annually). The Agreement that was received also included



## Public Comments

Lonnie Bedell, 51 Grove Street – Mr. Bedell questioned the township committee regarding the senior housing project and the former developer, The Madeline Corporation. David Nasta advised Mr. Bedell and the public that the Township Committee will not deed over the property but that it will be leased from the township and the township will retain ownership of the land. A previous Agreement that was not finalized would have deeded the property to The Madeline Corporation. The Madeline Corporation was designated as the developer without a bidding process since it was a non-profit corporation.

Mr. Bedell also questioned the status of the DPW labor contract. Nasta responded that there is a discrepancy regarding a specific issue in the contract, and that the township committee is dealing with that matter.

LoPiccolo motioned; Brugger seconded to close the public portion of the meeting at 9:10 p.m. All in favor.

## Closed Session

LoPiccolo motioned; Brugger seconded to go into closed session to discuss the following matters at 9:10 p.m. All in favor.

- Personnel – Domenick Brando
- Litigation – PBA Grievance
- Personnel – Municipal Court

Minutes were recorded of the closed session matters and will be made available to the public when permitted by law and authorized by the Township Committee.

Eckel motioned; Scholz seconded to open the meeting to the public at 9:45 p.m. All in favor.

## Adjournment

Eckel motioned; Scholz seconded to adjourn the meeting at 9:50 p.m. All in favor.

Respectfully submitted,

Linda LoPiccolo  
Municipal Clerk

**Resolution No. 2006-146 Appoint Fire Sub-Code Official 4-year appt.**

WHEREAS Leonard Falato, submitted a letter of retirement as Fire Sub-Code Official effective June 1, 2006, and

WHEREAS interviews were conducted by a sub-committee of the governing body; and

WHEREAS the sub-committee recommended William J. Lynn, 126 Third Street, Ridgefield Park, NJ, and

WHEREAS William J. Lynn was appointed as Fire Sub-Code Official for a 60 day term that shall commencing June 1, 2006 and expiring on July 31, 2006, and

WHEREAS it is the desire of the Township Committee to appoint William J. Lynn to a 4-year term beginning on the last day of his 60 day term,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that William J. Lynn be and he is hereby appointed to serve as Fire Sub-Code Official for a 4-year term commencing August 1, 2006.

Offered: Eckel

Second: Anzevino

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

**Resolution No. 2006-147 Appoint Plumbing Sub-Code Official 4-year appt**

WHEREAS Leonard Falato, submitted a letter of retirement as Plumbing Sub-Code Official effective June 1, 2006, and

WHEREAS interviews were conducted by a sub-committee of the governing body; and

WHEREAS the sub-committee recommended Richard M. Vanatta, 116 Home Avenue, Rutherford, NJ, and

WHEREAS Richard M. Vanatta was appointed as Plumbing Sub-Code Official for a 60 day term commencing on June 1, 2006 and expiring on July 31, 2006, and

WHEREAS is it the desire of the Township Committee to appoint Richard M. Vanatta to a 4-year term beginning on the last day of his 60 day term,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Hackensack, County of Bergen, New Jersey that Richard M. Vanatta be and he is hereby appointed to serve as Plumbing Sub-Code Official for a 4-year term commencing August 1, 2006.

Offered: Brugger

Second: LoPiccolo

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

**Resolution No. 2006-148 Authorizing Executive Session**

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.

X (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.

X (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 October 5, 2006.

Linda LoPiccolo  
Township Clerk

**RESOLUTION NO. 2006-149 AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE AN AGREEMENT WITH LAWRENCE J. PALADINO, JR AND AUTHORIZING AMENDMENT OF THE 2006 SALARY ORDINANCE CONSISTENT WITH THE TERMS OF SAID AGREEMENT**

WHEREAS, the Township has been engaged in ongoing negotiations with Lawrence J. Paladino, Jr. regarding an extension of the existing contract between him as Superintendent of the Department of Public Work and the Township; and

WHEREAS, the Township and Mr. Paladino have reached an agreement in principal to modify and extend the terms of the existing contract between the parties;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of South Hackensack that the Mayor and Municipal Clerk are hereby authorized to execute an agreement extending and modifying the existing agreement between the Township and Lawrence J. Paladino, Jr. in a form acceptable to the Municipal Attorney; and be if further

RESOLVED, that the Township Committee hereby authorizes the preparation of amendments to the municipal salary ordinance consistent with the terms of the aforementioned agreement.

Offered: Brugger

Second: Eckel

Roll Call Vote: Ayes: Anzevino, Brugger, Eckel, LoPiccolo, Scholz

Date: October 5, 2006