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MINUTES of the a Regular Meeting of the Mayor and Board of Council of the Town of Secaucus, County of Hudson, State of New Jersey held on the 24th day of June, 2014 at 7:00 P.M. in the Council Chambers of the Municipal Government Center, Secaucus, NJ.

Present: Councilmembers: Michael Gonnelli
Gary Jeffas
Robert Costantino
William McKeever
Susan Pirro
James Clancy
Mark Dehnert

Three World War II veterans; Anthony Mongiello, John Cingirre and Tony Argenziano were recognized for their military service and their participation in the D-Day Invasion.

PLEDGE OF ALLEGIANCE

The following statement was read by Town Clerk Michael Marra:

"Adequate notice for this meeting, as required by the Open Public Meetings Act, has been provided by the filing of the notice of Meetings with the Municipal Clerk, the posting of said notice on the official bulletin board in the Municipal Building, and the delivery of same to the Secaucus Home News on December 26, 2013".

This body wishes to advise you that in accordance with N.J.A.C. 5:23-11.1, et seq. of the Indoor Air Quality Standards and Procedures for Buildings Occupied by Public Employees, smoking anywhere in this public building is prohibited by law.

The first item on the agenda is as follows:

The following ordinance was read for public hearing: No. 2014-17

AN ORDINANCE AMENDING CHAPTER 127A
(RESIDENTIAL PARKING) OF THE CODE OF THE TOWN OF SECAUCUS

BE IT ORDAINED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Chapter 127A (Residential Parking) of the Code of the Town of Secaucus, is hereby amended as follows:

Section 1. 127A-5, Designation of AParking for Residents
Only@/residential parking zones, is hereby amended by
adding the following designations:

A. Zone IV

<u>Name of Street/Area</u>	<u>Location</u>
Castle Road	Entire Length

Section 2. This ordinance shall take effect following adoption and publication as required by law.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. Mayor Gonnelli called on Tom Roarty.

Mr. Roarty asked for the Mayor to elaborate on the ordinance.

Mayor Gonnelli offered an explanation.

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There being no one else requesting the floor, Councilwoman Pirro moved that the public hearing be closed, seconded by Councilman Costantino.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

Councilwoman Pirro moved that the foregoing ordinance be finally adopted, seconded by Councilman McKeever .

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

The following ordinance was read for public hearing:

No. 2014-18

AN ORDINANCE AMENDING CHAPTER 54 OF THE CODE
OF THE TOWN OF SECAUCUS ENTITLED "BICYCLES"

WHEREAS, the Mayor and Council recognize that the safety of all residents, visitors, cyclists and children is of paramount concern, and that spring and summer seasons are the optimal time for the outdoor activities of bicycle riding and cycling; and

WHEREAS, after reviewing the state statute and town ordinance concerning bicycles, the Mayor and Council believe that an update is warranted to the Town's Ordinance Chapter 54 to address the importance of responsible cycling, safety rules for bicycle riders, the mandate for the wearing of helmets for riders below the age of seventeen and the enforcement provisions; and

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

1. The Code of the Town of Secaucus be, and is hereby amended and supplemented to read as follows: (deletions are indicted by ~~crossouts~~; additions are indicated in bold):

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§ 54-1. Purpose and intent.

The purpose and intent of this chapter is to establish regulations and guidelines for the registration and operation of bicycles within the Town of Secaucus. It is not primarily intended to penalize individuals who operate bicycles in violation of the provisions contained herein, but rather to educate both children and adults regarding proper and safe bicycling practices, to ensure their safety and welfare and the safety and welfare of motorists and pedestrians and to make bicycling an enjoyable experience.

§ 54-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BICYCLE - Any device having a wheel or wheels with solid or pneumatic tires twelve (12) inches or more in diameter, connected by a frame and so constructed as to be propelled by human power, except that bicycles equipped
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with training wheels and tricycles when used by young children shall not be so included.

~~§ 54-3. License and registration tag required. [Amended 7-28-81 by Ord. No. 81-21]~~

~~- No person, resident of the Town of Secaucus, shall ride or operate a bicycle upon public rights-of-way within the town without first having obtained a license and registration tag therefor from the Police Department on a written application of the owner upon forms provided by the town. The application forms shall be available to applicants at the police headquarters.~~

~~§ 54-4. Application deadline; display of tag.~~

~~A. Every person required under the terms of this chapter to obtain a license and registration tag shall apply for and procure the same from the Police Department. [Amended 7-28-81 by Ord. No. 81-21]~~

~~B. The owner of any newly acquired bicycle shall make application for a license and registration tag within ten (10) days of acquiring the same.~~

~~C. Said registration tag shall be fastened to the rear mudguard or frame of the bicycle in a conspicuous place. Removal, substitution or mutilation of the same shall be grounds for revocation of the license and tag.~~

~~§ 54-5. Application procedure; renewal and fees. [Amended 7-28-81 by Ord. No. 81-21]~~

~~A. No fee shall be imposed or required for a license or registration issued pursuant to this chapter.~~

~~B. The application shall state the name, address and age of the applicant and a brief description of the bicycle and its serial number. If the applicant is a minor, the name and address of the applicant's parent or guardian shall be required.~~

~~C. No license or registration tag shall be issued when there is reasonable grounds to believe that the applicant is not the owner of or entitled to possession of such bicycle.~~

~~D. The officer assigned responsibility to issue licenses shall inspect each bicycle, and if he finds the mechanical condition thereof such that it can be safely operated and that it is equipped with the attachments as herein provided, and further finds that the statements made in the application are true, he shall approve the application and issue a license and registration tag.~~

~~E. In his inspection of the mechanical parts of the bicycle to determine its operational safety, the police officer shall inspect for the following:~~

~~(1) Loose handlebars and hand grips.~~

~~(2) Worn or loose steering post.~~

~~(3) Loose seat.~~

~~(4) Broken or damaged pedals.~~

- ~~(5) Tension of chain.~~
- ~~(6) Proper signaling device.~~
- ~~(7) Adequate braking devices.~~
- ~~(8) Damaged or warped wheels.~~

~~§ 54-6. Sale or transfer of ownership.~~

~~Every licensee who sells or transfers ownership of a bicycle shall report said sale or transfer within seventy-two (72) hours to the Police Department by returning the license and registration tag issued to such person and furnishing to the Police Department the name and address of the person to whom such bicycle was sold or transferred.~~

§ 54-7. Safety rules and regulations.

- A. It shall be unlawful for any person to ride or operate a bicycle upon the public rights-of-way in the Town of Secaucus unless such person rides or operates such bicycle in accordance with the following rules and regulations:
 - (1) Lights and reflectors on bicycles. Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred (500) feet to the front, and with a lamp on the rear which shall emit a red light visible from a distance of at least five hundred (500) feet to the rear. In addition to the red lamp, a red reflector may be mounted on the rear, of a type approved by the New Jersey Division of Motor Vehicles, which shall be visible from all distances from fifty (50) feet to three hundred (300) feet to the rear when directly in front of the lawful upper beams of the headlamps on a motor vehicle.
 - (2) Audible signal device. No person shall operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least one hundred (100) feet, except that a bicycle shall not be equipped with nor shall any person use upon a bicycle any siren or whistle.
 - (3) Positions of hands and feet; ~~carrying other persons.~~ A person propelling or riding a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto, nor shall he ride with his feet removed from the pedals or with both hands removed from the handlebars, nor shall he practice any trick or fancy riding. ~~No bicycle shall be used to carry more than the number of persons for which it is equipped or designed.~~
 - (4) Brakes. Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement.
 - (5) Hitching on vehicles prohibited. No person riding upon any bicycle shall attach the same or himself to any vehicle upon a roadway, and no operator of any vehicle shall knowingly allow any person riding upon a bicycle to attach the same or himself to any vehicle.
 - (6) Keeping to the right; passing; paths.
 - (a) Every person operating a bicycle upon a roadway, unless upon a one-way street, shall ride as near to the right side of the

roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

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- (b) Persons riding bicycles shall ride in single file, except on paths or parts of roadways set aside for the exclusive use of bicycles.
 - (c) Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway or sidewalk.
- (7) Rights and duties of persons on bicycles. Every person riding a bicycle upon a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by Chapter 4 of Title 39 of the Revised Statutes, and all supplements thereto, except as to those provisions thereof which by their nature can have no application. In particular, any person operating a bicycle shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.
- (8) Riding on sidewalks.
- (a) No person shall ride a bicycle upon a sidewalk in a business district between the hours of 9:00 a.m. and 9:00 p.m. within the Town of Secaucus, or where signs prohibit the same.
 - (b) The Police Department is hereby authorized to erect signs on any roadway or sidewalk within the Town of Secaucus where it is deemed necessary to prohibit the riding of bicycles thereon by any person; and when such signs are in place no person shall disobey the same.
 - (c) Whenever any person is riding a bicycle upon a sidewalk or pedestrian right-of-way, such person shall ride in single file only, yield the right-of-way to any pedestrian and give an audible signal before overtaking and passing any pedestrian.
- (9) Carrying articles. No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping both hands upon the handlebars.
- (10) Parking. No person shall park a bicycle upon a street except where a bicycle rack is so provided. All bicycles, when parked on sidewalks, shall be parked only in such manner as not to obstruct pedestrian traffic or access to adjacent buildings.
- (11) Speed. No person shall operate a bicycle at speeds faster than are reasonable or proper, which in no case shall be in excess of legal speed limits, unless participating in an officially sponsored or sanctioned rally or road race.
- (12) Reckless or careless riding. No person shall ride a bicycle in a reckless or careless manner which endangers or is likely to endanger the safety or welfare of other persons or property.
- (13) Carrying passengers. No person operating a bicycle shall allow another person to ride as a passenger on a bicycle unless the passenger is carried in a proper bike seat, trailer or other bicycle accessory that complies with the Snell Memorial Foundation, the Safety

Equipment Institute, or the United States Consumer Product Safety Commission, and contains adequate provision for retaining the passenger in place and for protecting the passenger from moving parts of the bicycle; and such bike seat, trailer or other bicycle accessory is used in accordance with manufacturer's age and weight

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requirements and limitations; and the passenger is wearing a properly fitted and fastened helmet meeting the standards set forth in N.J.S.A. 39:4-10.1.

B. No one under seventeen (17) years of age may operate or ride upon a bicycle without wearing a properly fitted and fastened helmet which meets the requirements set forth in N.J.S.A. 39:4-10.1, specifically the standards of the American National Standards Institute (ANSI Z 90.4 bicycle helmet standard) or subsequently issued standards or supplements.

B.—

C. The Police Department is hereby authorized to promulgate, with the approval of the Mayor and Town Council, such further rules and regulations concerning registration, operation, equipment and safety of bicycles as deemed necessary from time to time.

§ 54-8. Renting, hiring or leasing of bicycles to the public.

All persons who rent, hire or lease bicycles in the Town of Secaucus shall maintain proper registration tags and licenses for each bicycle and keep each bicycle in a safe operating condition, and shall advise the persons using said bicycles of the regulations for use in the Town of Secaucus by posting a copy of this chapter in a conspicuous place where said bicycles are rented, hired or leased.

§ 54-9. Safety programs.

The Police Department is hereby authorized and directed to provide within the Town of Secaucus a bicycle program, individually or in concert with the Board of Education of the town, the Division of Motor Vehicles, the County of Hudson or any other governmental, volunteer or service organization. Such bicycle programs may include lectures, courses in traffic safety, inspection programs and distribution of informational material relating to bicycle safety.

§ 54-10. Incorporation of legislative provisions herein.

This chapter incorporates the provisions of New Jersey Revised Statutes 39:4-10 through 39:4-14.2, and further supplements said provisions.

~~§ 54-11. Bicycle Safety Committee.~~

~~— There is hereby established a Bicycle Safety Committee, which shall be composed of three (3) residents of the town, who shall be appointed by the Mayor and Council. The Bicycle Safety Committee shall have the duty to make recommendations to the Director of Public Safety and Chief of Police concerning the enforcement of this chapter, recommend to the governing body the adoption of~~

~~additional rules and regulations and amendments to this chapter and perform such other functions as may hereafter be delegated.~~

§ 54-12. Violations and penalties.

A. Juvenile operators.

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- (1) Upon failure to comply with or violation of any of the provisions of this chapter, or with any other safety regulation promulgated by

the Police Department, except for violations of §54-7(A)(13) or §54-7(B), a juvenile operator shall be issued a verbal warning by the police enforcing officer of the nature of the violation and a notation of such may be made in the Department's files. If deemed warranted, the juvenile's parent or legal guardian may also be notified. ~~, and a proper notation of the same shall be entered upon the operator's registration record.~~

- ~~(2)~~ Upon second and subsequent offenses, the juvenile's parents or guardian shall be notified of the violations, and the notifying officer shall advise the parent or guardian of the importance and need for safe bicycling practices. The juvenile and the parent or legal guardian may be liable for a fine not to exceed one hundred dollars (\$100.) and/or a period of community service.

- ~~(3)~~ For any violations of §54-7(A)(13) or §54-7(B) involving the lack of a proper safety helmet, the juvenile shall be warned of the violation by the enforcing official. The parent or legal guardian of that juvenile may also be fined a maximum of twenty-five dollars (\$25.) for the juvenile's first offense and a maximum of one hundred dollars (\$100.) for a subsequent offense if it can be shown that the parent or guardian failed to exercise reasonable supervision or control over the juvenile's conduct. Penalties for failure to wear a safety helmet may be waived if the juvenile or their parent or legal guardian presents suitable proof that an approved helmet was owned at the time of the violation or subsequently purchased.

B. Adult operators.

- ~~(1)~~ Any person eighteen (18) years of age or older found in violation of any provision of this chapter or any safety regulation promulgated by the Police Department shall be subject to a fine ~~in the amount prescribed in § 54-12B(3).~~ not to exceed five hundred dollars (\$500.) at the discretion of the Judge before whom such person is convicted.

- ~~(2)~~ An adult offender issued a summons in accordance with § 54-12B(1) of this chapter may waive the right to a court hearing by completing the appearance, plea and waiver on the reverse side of the summons and delivering or mailing the same, together with payment of the fine, to the Municipal Court Violations Clerk. This waiver may be exercised for first offenses only.

- ~~(3)~~ Violations Bureau schedule of fines.

Offense	Amount of Fine
Operating an unregistered bicycle	\$3.00
Operating a bicycle with expired registration	3.00

Operating without proper lights in the nighttime	-3.00
Operating without a proper signaling device	-3.00
Failure to obey a traffic sign or signal	-3.00
Exceeding legal speed limits	-3.00
Improper parking	-3.00
Riding against the flow of traffic	10.00
Failure to ride in a designated area where prescribed	10.00
Operating with inoperative braking devices	10.00
Carrying excessive passengers	10.00
Hitching on to moving vehicles	10.00
Reckless or careless riding	15.00

~~C. In determining subsequent offenses pursuant to § 54-12A and B of this chapter, only those offenses or violations committed within one (1) year of the first or prior offense shall be considered.~~

D.C.

Any person or business association engaged in renting, hiring or leasing bicycles in the Town of Secaucus found to be in violation of § 54-8 of this chapter shall be issued a summons and may be subject to a fine not to exceed ~~one hundred dollars (\$100.)~~ five hundred dollars (\$500.), at the discretion of the Judge before whom such person is convicted.

D. Enforcement of this Chapter may be completed by the Secaucus Police Department.

§54-13 Repealer

All ordinances or parts of ordinances inconsistent or in conflict with this chapter are hereby repealed as to said inconsistencies or conflicts.

§54-14 Severability

If any provision or portion of a provision of this chapter is held to be unconstitutional, preempted by federal or state law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the chapter shall not be invalidated.

2. There are no other changes to this Chapter of the Code of the Town of Secaucus.
3. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
5. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED that the remainder of this Chapter 54 of the Code of the Town of Secaucus shall remain in full force and effect.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilman Dehnert moved that the public hearing be closed, seconded by Councilwoman Pirro.

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AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
 NAYS: None
 ABSENT: Costantino Motion carried.

Councilman Jeffas moved that the foregoing ordinance be finally adopted, seconded by Councilwoman Pirro.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
 NAYS: None
 ABSENT: Costantino Motion carried.

The following ordinance was read for public hearing: No. 2014-19

**AN ORDINANCE AMENDING CHAPTER 30 OF THE CODE OF
 THE TOWN OF SECAUCUS ENTITLED "RECREATION, DEPARTMENT OF"**

WHEREAS, the Town has previously adopted an Ordinance designating the fees to be charged for the Town of Secaucus Swim Center membership plans, services and facilities offered by and under the direction of the Town's Department of Recreation; and

WHEREAS, the Mayor and Council have determined that changes and updates to the Ordinance are now warranted to reflect the current fees for membership plans and ancillary items at the Secaucus Swim Center;

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

- Chapter 30 entitled "Recreation, Department of", Article I entitled "Fees," of the Code of the Town of Secaucus be, and is hereby amended and supplemented to read as follows: (Full text is presented below with deletions ~~crossed-out~~; additions are indicated in bold):

§ 30-5. Secaucus Swim Center fees. [Added 10-14-98 by Ord. No. 98-30]

- The current fees for membership at the Secaucus Swim Center shall ~~be as follows:~~ be kept on file at the Town Clerk's Office. Proof of residency and/or age may be required to show eligibility for membership plans or rates.

~~(1) Membership plans available -- Select one (1):~~

	Full Memberships	Weekend Memberships	Interlocal
	Resident/ Nonresident	(Residents Only)	

(a) Individual membership (under twenty-one (21)*)	\$170.00 / \$349.00	\$116.00	\$299.00
(b) Individual membership (over twenty-one (21)*)	\$220.00 / \$430.00	\$154.00	\$365.00
(c) Household of two (2)	\$305.00 / \$589.00	\$198.00	\$589.00
(d) Family plan (same as Plan (c) with following charge for each child ages two to twenty-one (2-21)*)	\$60.00 / \$159.00	\$44.00	\$90.00
(e) Individual senior citizen (age sixty-two (62) and over**)	\$82.50 / \$279.00	\$65.00	\$210.00
(f) Senior citizen household of two (2) (two (2) persons ages sixty-two (62) and over**)	\$160.00 / \$365.00	\$90.00	\$299.00
After May 25th, add the following late fee	\$5.00 — \$15.00	\$5.00	\$10.00

~~*Birth certificates required as proof of age for children ages two to twenty-one (2-21).~~

~~**Includes persons on Social Security Disability regardless of age.~~

B. The annual membership fee for the Secaucus Swim Center shall be reduced by twenty-five percent (25%) for the volunteer firefighter and his or her immediate family. There shall be a fifty percent (50%) reduction in the daily pool pass for the firefighter and his or her immediate family.

C. The current fees for furniture rental, equipment rental and the purchase of other ancillary swim items at the Secaucus Swim Center shall be as follows: kept on file at the Town Clerk's Office.

~~Sand Chairs ————— \$5.00 per chair~~
~~Lounge Chairs ————— \$9.00 per chair~~
~~Life vests ————— \$5.00 per vest~~
~~Cabanas ————— \$25.00 per cabana for full day rental~~
~~\$15.00 per cabana for half-day rental~~
~~\$10.00 per cabana for one hour~~
~~Tiki Hut Assorted~~
~~Swim and Sun Items ————— \$1.00 to \$20.00 each~~

2. The above reflects the full revision to Chapter 30, Article 1. There are no other changes to this Chapter of the Code of the Town of Secaucus.
3. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section,

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5. subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
6. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED that the remainder of this Chapter 30 of the Code of the Town of Secaucus shall remain in full force and effect.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilman Dehnert moved that the public hearing be closed, seconded by Councilman Jeffas.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

Councilman Clancy moved that the foregoing ordinance be finally adopted, seconded by Councilwoman Pirro.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

The following ordinance was read for public hearing:

No. 2014-20

AN ORDINANCE AMENDING CHAPTER 30, OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED
"RECREATION, DEPARTMENT OF"

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

Chapter 30, of the Code of the Town of Secaucus be, and is hereby amended to read as follows: (additions in bold):

§ 30--8 DEFINITIONS

As used in this article, the following terms shall have the meanings indicated:

CRIMINAL HISTORY RECORD BACKGROUND CHECK - A determination of whether a person has a criminal record by cross-referencing that person's name and fingerprints with those on file with the local police department, the Federal Bureau of Investigation, Identification Division, and the NJ State Bureau of Identification in the Division of State Police.

SPONSORED - Any youth program in Secaucus which receives funding, in whole or part, from the Town.

NON-SPONSORED YOUTH PROGRAMS - Any youth programs not sponsored by the Town, but which utilize municipal facilities or facilities owned or maintained by the Secaucus

Board of Education and which utilize the services of employees or volunteers having contact with persons under the age of 18 years.

REVIEW COMMITTEE - A three-member committee consisting of the Mayor or Mayor's designee, the Chief of Police, and a designated member of the affected organization. The Committee shall be charged with the review of all appeals by any employee or volunteer whose criminal history background check reveals a disqualifying criminal conviction.

TOWN SPONSORED YOUTH PROGRAMS - Any youth programs sponsored by the Town, including but not limited to any and all leagues, boards and commissions falling within the purview of or acting for or on behalf of, Town and having contact with persons under the age of 18 years.

YOUTH PROGRAMS - Any programs that allow for the participation in activities by those persons less than 18 years of age. Activities may include, but are not limited to, sporting activities, passive recreation groups, clubs or camps trips or other activities whereby some control and responsibility for children under the age of 18 is assigned to some person other than a parent or caregiver.

SUPERVISORY INDIVIDUALS - Any person including adults and adolescents under the age of 18, whether volunteers or employees of the Town who are full time, part time, seasonal or volunteer workers and have authority in some capacity over a person or persons who are younger than 18 years of age, without the constant observation of the parent(s) or guardian(s) of the youth(s) or without the constant observation of a representative of law enforcement or a Qualified Participant.

QUALIFIED PARTICIPANT - means an Employee or Volunteer who has completed a Criminal History Background Check within the past three years that has revealed no disqualifying convictions and who has not been convicted of a disqualifying offense since the Criminal History Background Check.

§ 30 -- 9 Non-Sponsored Youth Programs - Criminal background checks required for use of Town facilities.

A. Prior to any club or organization defined as a non-sponsored youth program

being authorized to use the Town or Board of Education owned or maintained facilities such club or organization must provide the Town Police Chief with the findings of a criminal background check obtained from the Federal Bureau of Investigation, Identification Division and the State Bureau of Identification in the New Jersey State Police.

Based upon the Memorandum of Understanding executed between the Town and the Federal Bureau of Investigation, Identification Division and the New Jersey State Police, the individual applying for the background check shall authorize the Chief of Police to be the recipient of the affirmation or negative response from the Federal Bureau of Investigation, Identification Division and the State Police based upon the findings of the background check.

The submission of background check findings must be based upon a background check within three years of the start of use of the facility. In the case of coaches performing duties as employees of a Board of Education, the policy of the background checks adopted by the individual Board of Education shall be used to establish eligibility for the use of Town-owned facilities. In all cases the background check must comply with the provisions of any applicable laws regarding same, but shall not be less detailed than those performed by the Town for individuals involved in administrating Town Sponsored Youth Programs. The Town shall bear the costs for the background checks for individuals qualified under this section.

B. All league officers and/or those individuals in charge of each recreation program are required to ensure compliance with this chapter for that league or program. The President or leader of each recreation program shall file an annual roster of individuals that are required to participate in the background check procedures of this chapter. The roster shall be on forms supplied by the Town Clerk and shall contain a certification as to the accuracy and completeness of the roster and individual names. Any person who knowingly certifies a background check roster that excludes an individual required to be checked shall be in violation of this chapter and laws regarding false swearing.

§ 30 -- 10 Town Sponsored Youth Programs - Background Checks.

A. All Supervisory Individuals shall submit sufficient information on forms supplied by the Town Clerk from the Federal Bureau of Investigation, Identification Division and the New Jersey State Police, for the purpose of obtaining a criminal history background check with the local police department, the State Bureau of

Identification in the Federal Bureau of Investigation, Identification Division and the New Jersey State Police. Applications for background checks shall be processed by the Town Clerk.

Based upon the Memorandum of Understanding executed between the Town and the Federal Bureau of Investigation, Identification Division and the New Jersey State Police, the individual applying for the background check shall authorize the Chief of Police to be the recipient of the affirmation or negative response from the local police department, the Federal Bureau of Investigation, Identification Division or State Police based upon the findings of the background check. Individuals involved in a Town sponsored youth function, and who are required to undergo background checks based upon this chapter, shall not be responsible for the cost involved with obtaining the criminal background check. The Town shall bear the costs for the background checks for individuals qualified under this section.

B. All league officers and/or those individuals in charge of each recreation program are required to ensure compliance with this chapter for that league or program. The President or leader of each recreation program shall file an annual roster of individuals that are required to participate in the background check procedures of this chapter. The roster shall be on forms supplied by the Town Clerk and shall contain a certification as to the accuracy and completeness of the roster and individual names. Any person who knowingly certifies a background check roster that excludes an individual required to be checked shall be in violation of this chapter and laws regarding false swearing.

§ 30 - 11 Qualification

Qualified Participants engaged in providing recreational opportunities in Town Sponsored Youth Programs or Non-Sponsored Youth Programs for, or on behalf of, the Town shall be issued identification cards with appropriate expiration dates based upon the date of their individual background check. Individuals issued identification cards are required to display their card while in performance of their duty involving youth programs.

The Town shall be responsible for all costs associated with the original issuance of an identification card for all volunteers and employees. If the original identification card issued by the Town is lost, it shall be the responsibility of the volunteer or employee to pay for a replacement card.

§ 30 - 12 Disqualification.

A. Upon receipt of a completed background check conducted by the local police department, the State Bureau of Identification in the New Jersey State Police and/or the Federal Bureau of Investigation, Identification Division, the Chief of Police shall notify the applicant and the President or leader of the youth program of the positive or negative determination of the applicant.

B. The determination of the Chief of Police is based upon section § 30 -12(c) of this chapter. Details in the background check that result in a negative determination by the State Police are not afforded to the Chief of Police and are only available to the applicant upon making a formal request to the State Bureau of Investigation.

C. In the event that the criminal background check reveals any prior convictions for crimes or offenses, which negatively affect the health, safety and welfare of children, said person shall not be qualified to participate in any official capacity in any function for persons under the age of 18 years held at any Town-owned facilities. Such offenses shall include, but not be limited to:

1. Involving danger to the person, meaning those crimes and disorderly persons offenses set forth in N.J.S.A. 2C:1-1, et seq. (criminal homicide), N.J.S.A. 2C:12-1, et seq. (assault; stalking reckless endangering; threats), N.J.S.A.. 2C13-1, et seq. (kidnapping and related offenses), N.J.S.A. 2C:14-1 et seq (sexual offenses), or NJ.S.A. 2C:15-1 et seq (robbery); or

2. Against the family, children or incompetents, meaning those crimes and disorderly persons offenses set forth in N.J.S.A. 2C:24-1, et seq., or

3. Involving theft as set forth in Chapter 20 of Title 2C of the New Jersey Statutes, or

4. Involving any controlled dangerous substance or controlled substance analog as set forth in Chapter 35 of Title 2C of the New Jersey Statutes, except for N.J.S.A. 2C:35-10(a)(4) (minimal amounts of marijuana or hashish)

5. In any other state or jurisdiction, conduct which, if committed in New Jersey, would constitute any of the crimes or disorderly person's offenses described in subsections 1 through 4 above.

D. The list of crimes and violations contained in this section is for illustrative purposes only and shall not be construed as a limitation on those criminal activities or violations that would be grounds to disqualify a person from assisting with youth-related activities as indicated herein.

E. Refusal by a volunteer required to submit to background checks will result in an immediate dismissal of the individual from any Town-sponsored activities requiring background checks. In addition, refusal to comply with this chapter by any individual falling within the scope of requirements for Non-Sponsored Youth Programs will forfeit that individual's ability to participate with the respective program. Refusal of a Non-Town Sponsored Youth Program to subscribe to the requirements of this chapter shall forfeit that programs ability to use all facilities including facilities owned or maintained by the Secaucus Board of Education . The Town shall treat a refusal by a Town employee and/or prospective employee to submit to a background check in accordance with the Town's EPL.

§ 30 - 13 Frequency Of Background Checks

A. All Non-Sponsored Youth Programs that have individuals subject to this chapter shall supply background checks for all of such individuals prior to the individual being able to participate at any function at any facility in the Town to the extent covered by this chapter. Thereafter, every three years a new background check application shall be submitted to the Chief of Police. The Town Clerk and Chief of Police shall establish a policy providing for background checks to be performed on a staggered basis after the initial startup. This may require some Youth Program volunteers to have background checks at a more frequent interval than once every three years. Every individual subject to this chapter has an ongoing responsibility to notify the Town of any changes in their criminal history background immediately upon such change taking place. Failure by any individual to report any change in their criminal history background may result in a disqualification from participation in assisting with youth related activities.

B. All Town Sponsored Youth Programs that have individuals subject to this chapter shall direct those individuals to the Town Clerk for background checks prior to the individual being able to participate at any function sponsored by the Town. Thereafter, every three years a new background check application shall be submitted to the Town Clerk. The Town Clerk and Chief of Police shall establish a policy providing for background checks to be performed on a staggered basis after the initial startup. This may require some Youth Program volunteers to have background checks at a more frequent interval than once every three years. Every individual subject to this chapter has an ongoing responsibility to notify the Town of any changes in their criminal history background immediately upon such change taking

place. Failure by any individual to report any change in their criminal history background may result in a disqualification from participation in assisting with youth related activities.

After performance of a background check by the local police department, and submission to the Federal Bureau of Investigation, Identification Division and the Division of State Police for a background check, individuals involved in Town Sponsored Youth Programs who are required to undergo background checks shall be given an interim approval for a period of time not to exceed 90 days. Only one interim approval period of 90 days maximum may be granted per individual.

§ 30 - 14 Determination by Review Committee; appeal process.

A. Individuals who receive a negative determination from the Police Chief or his designee will not be allowed to volunteer. Such individuals may obtain a copy of their criminal history record by contacting the State Bureau of Investigation in writing. Such individuals will have 30 days from the receipt of the official notice from the Chief of Police or Town Clerk to petition the Review Committee for a review and to cite reasons substantiating the review.

B. Volunteers who receive a negative determination from the Police Chief or his designee may be permitted to volunteer if they affirmatively demonstrate rehabilitation to the Review Committee which shall be comprised of the Mayor, or Mayor's designee, the Chief of Police, and the designated member of the affected organization. In determining whether a volunteer has affirmatively demonstrated clear and convincing evidence of rehabilitation, the Review Committee may consider the following factors:

(1) The nature and responsibility of the position which the convicted person would hold or has held, as the case may be;

(2) The nature and seriousness of the offense;

(3) The circumstance under which the offense occurred;

(4) The date of the offense;

(5) The age of the person when the offense was committed;

(6) Whether the offense was an isolated or repeated incident;

(7) Any social conditions which may have contributed to the offense; and

(8) Any evidence of rehabilitation, including good conduct in prison or the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work

release programs or the recommendation of those who have had the person under their supervision.

C. In all instances, the final determination of whether an individual will be permitted to volunteer will lie in the sole discretion of the Review Committee.

D. The Review Committee shall promptly advise the prospective or current volunteer whether he or she is qualified to volunteer.

E. The Town Police Department shall keep the results of criminal history record background checks on file for three years from the date such results were received by the Department.

F. The Town Clerk may request the Town Police Department to review its files to determine if there is written notification on file stating whether a criminal history record background check of a current or prospective volunteer reveals a disqualifying offense or stating that the person has affirmatively demonstrated rehabilitation under this act.

§ 30 - 15 Physical And Emotional Abuse Awareness Education

All youth programs sponsored by the Town, or that utilize municipal facilities or facilities owned or maintained by the Secaucus Board of Education are required to conduct Physical and Emotional Abuse Education Programs on a regular basis, and in accordance with regulations to be set forth by the Town Clerk and Chief of Police. The Town Clerk and Chief of Police will approve and monitor the ongoing Physical and Emotional Abuse Education Programs required by this ordinance on an annual basis.

Town administered programs including but not limited to Summer Programs, Spring Programs and Teen Programs will receive Physical and Emotional Abuse Education training through the Town. The Physical and Emotional Abuse Education Programs is required, at a minimum to:

- a. train participants in identifying inappropriate emotional and physical abusive behavior;
- b. provide guidelines for addressing individuals exhibiting inappropriate emotional and physical abusive behavior; and
- c. teaches minors participating in the program how to respond to individuals exhibiting inappropriate emotional and physical abusive behavior.

The Town Clerk together with the Chief of Police may , at their discretion,

waive this requirement if a youth program within the Town has a physical and emotional abuse education program in place and can demonstrate that such program meets the regulations established by the Borough.

§ 30 - 16 Limitations on access and use of criminal history record background checks.

A. Access to criminal history record information for non-criminal justice purposes, including licensing and employment, is restricted to authorized personnel of the Town sponsored program involving minors, on a need-to-know basis, as authorized by federal or state statute, rule or regulation, executive order, administrative code, local ordinance or resolution regarding obtaining and dissemination of criminal history record information obtained under this chapter. The records shall be exempt from public disclosure under common law or N.J.S.A. 47:1A-1, et seq.

B. Town personnel shall limit their use of criminal history record information solely to the authorized purpose for which it was obtained, and criminal history record information shall not be disseminated to persons or organizations not authorized to receive the records for authorized purposes. The record, in whatever form it exists, including electronically or via computer, shall be destroyed immediately by the Borough after it has served its intended and authorized purpose. Any person violating federal or state regulations governing access to criminal history record information may be subject to criminal and/or civil penalties.

§ 30 - 17 Town Employment

A. Employees and/or prospective employees who have or will have authority in some capacity over a person or persons who are younger than eighteen (18) years of age, without the constant observation of the parent(s), guardian(s), of the youth(s) or without the constant observation of a representative of law enforcement or a qualified participant shall submit sufficient information on forms supplied by the Mayor and/or his designee from the Federal Bureau of Investigation, Identification Division, and the New Jersey State Police, for the purpose of obtaining a criminal history background check with the local police department, the State Bureau of Identification in the Federal Bureau of Identification, Identification Division in the New Jersey State Police. Applications for background checks of employees and/or prospective employees shall be processed by the Mayor and/or his designee. The employee and/or prospective employee shall authorize the Mayor and/or his designee

to be the recipient of the affirmation or negative response from the local police department, the Federal Bureau of Investigation, Identification Division, or State Police based upon the findings of the background check.

B. In the event of a negative determination arising from the background check, eligibility for new employment and continued employment shall be determined in accordance with the Town's EPL.

C. Notwithstanding anything stated herein, the Town shall be permitted to perform criminal background checks on any other employee and/or prospective employee not covered by this provision in accordance with applicable law.

§ 30 - 18 Penalties

Any person who violates any provision of this ordinance shall be subject to the penalties as set forth in of the Town Code and Federal and State law.

NOW THEREFORE BE IT FURTHER ORDAINED that Chapter 30 of the Code shall be hereby amended and

IT IS FURTHER ORDAINED that the remainder of Chapter 30 of the Code of the Town of Secaucus shall remain in full force and effect.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilman Dehnert moved that the public hearing be closed, seconded by Councilman McKeever.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: Costantino Motion carried.

Councilwoman Pirro moved that the foregoing ordinance be finally adopted, seconded by Councilman Costantino.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: Costantino Motion carried.

June 24, 2014

The following ordinance was read for public hearing: No. 2014-21

4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
5. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED that the remainder of this Chapter 127 of the Code of the Town of Secaucus shall remain in full force and effect.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilman Clancy moved that the public hearing be closed, seconded by Councilman Costantino.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
 NAYS: None
 ABSENT: Costantino Motion carried.

Councilman Jeffas moved that the foregoing ordinance be finally adopted, seconded by Councilman Clancy.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
 NAYS: None
 ABSENT: Costantino Motion carried.

The following ordinance was read for public hearing: No. 2014-22

AN ORDINANCE AMENDING CHAPTER 32 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED
"SALARIES AND COMPENSATION"

WHEREAS, the Mayor and Council routinely incurs obligations to compensate employees for accumulated sick and/or vacation pay;; and

WHEREAS, said employees are currently entitled to receive such payouts in full at the time of retirement thereby constituting an unfair burden upon the taxpayers; and

WHEREAS, the Town seeks to have the option, for certain employees who are non-members of bargaining units, to pay for accumulated sick and/or vacation pay over a period of time; and

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

Chapter 32 of the Code of the Town of Secaucus be, and is hereby amended to read as follows: (deletions indicated by "----" and additions in bold):

1. Chapter 32 is hereby amended to add the following Article:

June 24, 2014

"PAYOUT FOR ACCUMULATED SICK AND/OR VACATION TIME"

All full-time employees of the Town of Secaucus who are not members of bargaining unit organized pursuant to N.J.S.A. 34:13A-1, et seq., at the time of retirement and who are entitled to compensation for unused or accumulated sick and/or vacation time in a total amount greater than \$25,000.00 shall, at the sole option of the Town, be paid for accumulated time over a five (5) year period, in equal annual installments beginning the effective date of said employee's retirement.

2. There are no other changes to this Chapter of the Code of the Town of Secaucus.

3. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

4. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed to be valid and effective.

5. This ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED that the remainder of Chapter 32 of the Code of the Town of Secaucus shall remain in full force and effect.

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilman Dehnert moved that the public hearing be closed, seconded by Councilman Clancy.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

Councilman Clancy moved that the foregoing ordinance be finally adopted, seconded by Councilman Jeffas.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: Costantino

Motion carried.

The following ordinance was read for public hearing: No. 2014-23

AN ORDINANCE OF THE TOWN OF SECAUCUS, REGARDING PERFORMANCE
STANDARDS FOR GRANTING RIGHT-OF-WAY ACCESS

FOR TRANSPORTATION INNOVATIONS

WHEREAS, returning communication infrastructure to a free market in 1982 resulted in vast innovation, better service at lower costs and millions of jobs; and

June 24, 2014

WHEREAS, privately funded freight railroads average over 400 ton-miles per gallon efficiency; and

WHEREAS, establishing performance standards based on economic work accomplished per unit of energy consumed may allow free market solutions that repeat communication infrastructure success in transportation infrastructure; and

WHEREAS, the Congressional Office of Technology Assessment Study PB-244854(1975) identified Automated Guideways and Personal Rapid Transit (PRT) networks as a solution of the 1973 Oil Embargo and the PRT network at Morgantown, WV has delivered 100 million oil-free, injury-free passenger-miles since starting service in 1975;

NOW THEREFORE BE IT ORDAINED, non-exclusive assess to City rights-of-way may be granted to transportation systems providers meeting the following free market principles:

- (1) Privately funded construction;
- (2) Privately operated without government subsidies;
- (3) Exceed 120 passenger-miles per gallon, or equivalent efficiency;
and
- (4) Exceed safety performance of transportation modes already approved for use.

AND THEREFORE BE IT FURTHER ORDAINED, regulation of free market innovations shall be based on:

- (1) System design, fabrication, installation, safety, insurance, inspection practices consistent with the ASTM International, Committee F24 on Amusement Rides and Devices;
- (2) Environmental approvals will be granted based on a ratio of energy consumed per passenger-mile of the innovation versus transport modes approved to operate in the rights-of-way; and
- (3) All taxes and fees assessed on the transport systems providers, passengers and cargo shall be limited to 5% of gross revenues and paid to the aggregate rights-of-way holders by transportation systems providers; and

AND THEREFORE BE IT FURTHER ORDAINED, that any individual projects shall be process and considered in accordance with all relevant municipal and state regulations.

This Ordinance shall take effect immediately after final passage and publication in accordance with law.

June 24, 2014

Mayor Gonnelli asked if anyone wished to be heard regarding the foregoing proposed ordinance. There being no one requesting the floor, Councilwoman Pirro moved that the public hearing be closed, seconded by Councilman Dehnert.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: Costantino Motion carried.

Councilwoman Pirro moved that the foregoing ordinance be finally adopted, seconded by Councilman Dehnert.

AYES: Jeffas, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: Costantino Motion carried.

The following ordinance was read for introduction: No. 2014-24

AN ORDINANCE AMENDING SECTION 127A OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED
"RESIDENTIAL PARKING"

Councilman Costantino moved that the foregoing ordinance be introduced and passed on first reading, seconded by Councilman Jeffas.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: None Motion carried.

The following ordinance was read for introduction: No. 2014-25

AN ORDINANCE AMENDING SECITON 127-58B OF THE CODE OF THE TOWN OF SECAUCUS
ENTITLED "DESIGNATIONS OF LOCATIONS AT OR NEAR PRIVATE RESIDENCES"

Councilwoman Pirro moved that the foregoing ordinance be introduced and passed on first reading, seconded by Councilman Dehnert.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: None Motion carried.

Public hearing for the foregoing ordinances will be on July 22, 2014.

CONSENT AGENDA-RESOLUTIONS

All matters listed under Consent Agenda are considered to be routine by the Mayor and Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

The following resolution was read: No. 2014-227

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus recently installed various playground structures at several locations at the Municipal Swim Center; and

WHEREAS, the Town of Secaucus required the work of a Mason to install concrete pads in the various locations to support the new structures; and

WHEREAS, the Town of Secaucus utilized the services of Fred Gallo Construction, LLC of Secaucus, New Jersey to install the concrete pads; and

June 24, 2014

WHEREAS, the total of four concrete pads for the Cabana, Pirate Ship, Concession Stand and Pirate Ship Shed, are in the amount of \$25,347.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus hereby award the payment of \$25,347.00 for the four masonry installation of concrete pads to Fred Gallo Construction, LLC.

Financial officers
Certification attached.

The following resolution was read: No. 2014-228

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus Animal Shelter has the need for Veterinarian Services; and

WHEREAS, the Town of Secaucus solicited RPF's for these services, and awarded such to both the Secaucus Animal Hospital and Animal Hospital and Laser Surgery both located in Secaucus, New Jersey; and

WHEREAS, Animal Hospital and Laser Surgery as well as Secaucus Animal Hospital were awarded contracts at \$20,000.00 each for the year 2014 on Resolution 2014-206; and

WHEREAS, Animal Hospital and Laser Surgery requires a Change Order to increase the contract by an additional \$20,000.00 for their Veterinary Services; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to award the Change Order #1 to Animal Hospital and Laser Surgery in the amount of \$20,000.00.

Financial Officers
Certification attached.

The following resolution was read: No. 2014-229

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus had the need to Regrade Mill Ridge Road Bern and create a Path to the Pedestrian Bridge; and

WHEREAS, the Town of Secaucus previously bid the services of Heavy Equipment Lease and awarded such to Hugerich Construction of Secaucus, New Jersey; and

WHEREAS, the Resolutions for the services of Hugerich Construction are 2012-136, 2012-201 and 2013-271; and

NOW, THEREFORE BE IT RESOLVED to award the payment of \$55,536.84 on Purchase Order 40042 to Hugerich Construction of Secaucus, New Jersey.

The following resolution was read: No. 2014-230

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SECAUCUS, IN THE COUNTY OF HUDSON, NEW JERSEY, DESIGNATING \$9,619,390 OF NOTES, CONSISTING OF \$9,292,590 GENERAL BOND ANTICIPATION NOTES AND \$326,800 SWIMMING POOL UTILITY NOND ANTICIPATION NOTES, BOTH ISSUED DATED JUNE 13, 2014, PAYABLE JUNE 12, 2015 AS "QUALIFIED TAX EXEMPT OBLIGATIONS" PURSUANT TO
SECTION 265(b) (3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

WHEREAS, the Town of Secaucus, in the County of Hudson, New Jersey ("the "Town") intends to use \$9,619,390 of notes, consisting of \$9,292,590 General Bond Anticipation Notes in \$326,800 Swimming Pool Utility Bond Anticipation Notes, both issued dated June 13, 2014, Payable June 12, 2015 (collectively, the "Notes"); and

WHEREAS, the Town desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b) (3) of the Internal Revenue Code of 1986, as amended (the "Code");

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Secaucus, in the County of Hudson, New Jersey as follows:

SECTION 1. The Notes are hereby designated as "qualified tax-exempt obligations: for the purpose of Section 265 (b) (3) of the Code.

SECTION 2. It is hereby determined and stated that (1) said Notes are not "Private activity bonds" as defined in the Code and (2) the Town and its subordinate entities, if any, do not reasonably anticipated issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2014.

SECTION 3. IT IS FURTHER DETERMINED AND STATED THAT THE Town has, as of the date hereof, issued the following tax-exempt obligations (other than the Botes) during the calendar year 2014:

<u>Amount</u>	<u>Date-Due</u>
\$5,572,66 BANS	1/10/14-1/9/15
\$ 605,710 BANS	4/17/14-4/17/15

SECTION 4. The Town will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however; said Town does not covenant to do so, and hereby expressly stated that a covenant is not made hereby.

SECTION 5. The issuing officers of the Town are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Notes and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2014 dated as the date of delivery of the Notes.

SECTION 6. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call votes:

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: None
Motion carried

The following resolution was read: No. 2014-231

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Thelma Mahvan is hereby appointed as a Substitute Bus Driver for the Social Services Department, effective June 15, 2014, at the hourly rate of \$15.00.

The following resolution was read: No. 2014-232

**RESOLUTION AUTHORIZING APPOINTMENT AWARD
OF VARIOUS PROFESSIONAL SERVICE CONTRACTS**

WHEREAS, the Mayor and Council received responses to its Fair & Open Solicitation Process for Professional and other services; and

WHEREAS, after review and discussion of such responses the Mayor and Council has determined to whom contracts should be awarded.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus have determined that contracts for Professional and other services be awarded as set forth below subject to certification of funds available by the Chief Financial Officer.
June 24, 2014

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk shall be authorized to execute contracts for Professional and other services as follows:

1. Risk Management Consultant - Fairview Insurance Agency, Inc. - \$3,000 per month.

The following resolution was read:

No. 2014-233

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Peter J. Zipp, Esq., Special Tax Attorney for the Town of Secaucus, is hereby authorized to execute on behalf of the Town of Secaucus an Application for Judgment Pursuant to N.J.S.A. 54:51a-8 (FREEZE Act) filed by plaintiff.

333 Meadowlands Venture. LLC for property situated at Block 18, Lot 5.051 with an address of 333 Meadowlands Parkway, for tax year 2012.

Assessment reduced by application of Freeze Act:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2012	\$8,351,500	\$7,139,600

The following resolution was read:

2014-234

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Peter J. Zipp, Esquire, Special Tax Attorney for the Town of Secaucus, is hereby authorized to execute on behalf of the Town of Secaucus, Stipulations of Settlement resolving the Complaints filed by:

Gardenview Apts. Assoc., LLC for property situated at Block 99, Lot 7 and located at 752 County Avenue for tax years 2009, 2010, 2011, 2012 and 2013.

Assessments reduced as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2009	\$1,900,000	\$1,700,000
2010	\$1,900,000	\$1,900,000
2011	\$1,900,000	\$1,900,000
2012	\$1,900,000	\$1,900,000
2013	\$1,900,000	\$1,900,000

Interest on any refund due is waived provided the refund is paid within sixty (60) days of the date of the Judgment pursuant to N.J.S.A.:3-27.2.

All in accordance with the discussions held at certain caucus meeting of the Town Council on this 24th day of June, 2014.

The following resolution was read:

No. 2014-235

RESOLUTION AUTHORIZING CANCELLATION OF TAXES ON COUNTY OWNED PROPERTIES

WHEREAS, properties situated at the end of Oak Lane/Farm Road and more commonly known as Block 194-Lots14 through 18 were acquired by the County prior to January 1, 2014; And

June 24, 2014

WHEREAS, the Tax Assessor did not exempt these parcels for the 2014 Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED, that outstanding taxes levied against said properties be cancelled.

BE IT FURHTER RESOLVED that a copy of this Resolution be forwarded to the Tax Collector and Tax Assessor.

BLOCK	LOT	1 ST Q. 2014	2 ND Q. 2014	Total
194	14	\$479.15	\$479.14	\$958.29
194	15	28.19	28.18	56.37
194	16	287.49	287.49	574.98
194	17	157.84	157.83	315.67
194	18	450.96	450.96	<u>901.92</u>
				2,807.23

The following resolution was read: NO. 2014-236

**RESOLUTION AUTHORIZING CANCELLATION OF PROPERTY TAXES
FOR TOTALLY DISABLED VETERAN**

WHEREAS, the Tax Assessor has granted a Disabled Veteran Deduction to Joseph A. Segro who resides at 736 5th Street, commonly known as Block 83, Lot 17, thereby classifying this property as tax exempt; and

WHEREAS, the 2014 Tax Duplicate reflects taxes due on this property which is now exempt,

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is authorized to cancel the following property taxes:

1st Quarter 2014 \$1,066.78
2nd Quarter 2014 \$1,066.78

The following resolution was read: No. 2014-237

RESOLUTION APPROVING TAX COURT OF NEW JERSEY REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus had determined that action is required as a result of the 2009 tax reductions granted by the Tax Court of New Jersey.

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the cancellations which is set forth along the blocks and lots of the taxpayers.

NOW, TEHREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellations be made.

TAX REDUCTIONS GRANTED BY THE TAX COURT OF NEW JERSEY

Block	Lot	Qualifier	Address	Amount
159		3.01	23 Mallard Place	\$2,101.50

The following resolution was read: No. 2014-238

RESOLUTION APPROVING TAX COURT OF NEW JERSEY REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus had determined that action is required as a result of the 2011 tax reductions granted by the Tax Court of New Jersey.

June 24, 2014

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the cancellations which is set forth along the blocks and lots of the taxpayers.

NOW, TEHREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellations be made.

Block	Lot	Qualifier	Address	Amount
21	2.04	COEXB	4 Harmon Plaza Exhibit Center	\$1,592.87
21	2.04	C03FL	4 Harmon Plaza-3 rd Floor	\$4,409.64
21	2.05		2 Harmon Plaza	<u>30,366.50</u>
				36,450.01

The following resolution was read: No. 2014-239

RESOLUTION APPROVING TAX COURT OF NEW JERSEY REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus had determined that action is required as a result of the 2012 tax reductions granted by the Tax Court of New Jersey.

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the cancellations which is set forth along the blocks and lots of the taxpayers.

NOW, TEHREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellations be made.

Block	Lot	Qualifier	Address	Amount
21	2.04	COEXB	4 Harmon Plaza Exhibit Center	\$2,417.84
21	2.04	C03FL	4 Harmon Plaza-3 rd Floor	\$6,824.66
21	2.05		2 Harmon Plaza	<u>46,212.50</u>
				55,455.00

The following resolution was read: No. 2014-240

RESOLUTION APPROVING TAX COURT OF NEW JERSEY REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus had determined that action is required as a result of the 2013 tax reductions granted by the Tax Court of New Jersey.

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the cancellations which is set forth along the blocks and lots of the taxpayers.

NOW, TEHREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellations be made.

Block	Lot	Qualifier	Address	Amount
9	5		1000 Castle Road	\$46,470.49
21	2.04	COEXB	4 Harmon Plaza Exhibit Center	\$ 3,269.46
21	2.04	C03FL	4 Harmon Plaza-3 rd Floor	\$ 9,248.44
21	2.05		2 Harmon Plaza	<u>\$62,642.10</u>
				\$121,630.49

The following resolution as read: No. 2014-241

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, that the Town Clerk is hereby authorized to advertise for and receive bids for Solid Waste Collection and Removal Services.

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The following resolution was read: No. 2014-242

TOWN OF SECAUCUS, COUNTY OF HUDSON

RESOLUTION

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2013 has been filed by a Registered Municipal Accountant with the Clerk of Town Council pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated a regulation N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:"Schedule of Findings and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:"Schedule of Findings and Recommendations" as evidenced by the group affidavit form of the governing body attached herto: and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Secaucus, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

The following resolution was read:

No. 2014-243

TOWN OF SECAUCUS, COUNTY OF HUDSON

RESOLUTION

WHEREAS, in accordance with the Single Audit Act, U.S. Office of Management and Budget Circular A-128, and New Jersey Office of Management and Budget Circular Letter 87-11, the Town of Secaucus, County of Hudson, is obligated to prepare a Corrective Action Plan; and

WHEREAS, the Corrective Action Plan, shall be prepared in accordance with OMB

June 24, 2014

Circulars and Local Finance Notice 92-15 and submitted to the Division of Local Government Services and placed on file with the Town Clerk; and

WHEREAS, the Corrective Action Plan shall cover all findings and recommendations in the December 31, 2013 Audit Report, including State, Federal and general findings.

NOW, THEREFORE, BE IT RESOLVED, that the attached Corrective Action Plan prepared by the Chief Financial Officer, for the Town of Secaucus, has been completed in accordance with State and Federal requirements.

The following resolution was read: No. 2014-244

RESOLUTION AUTHORIZING THE INSERTION OF A SPECIAL ITEM OF REVENUE AND AN APPROPRIATION OF EQUAL AMOUNT

WHEREAS, the N.J.S.A. 40A-4-87 PROVIDES that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or municipality when such item shall be made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Secaucus hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2004 in the sum of \$35,000.00 which item is now available as revenue from:

NEW JERSEY MEADOWLANDS COMMISSION

Pursuant to the provisions of the statute and;

BE IT FURTHER RESOLVED, that a sum of \$35,000.00 be and the same hereby appropriated under the following caption:

NJMC-SECAUCUS HIGH SCHOOL/MILL RIDGE ROAD

RESOLVED, that two certified copies of this resolution be filed with the Division of Local Government Services.

The following resolution was read: No. 2014-245

**TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION**

WHEREAS, Kathleen Uttatiello is an employee of the Town of Secaucus, who is unable to work presently as a Bus Driver in the Department of Senior & Social Services due to personal illness as per documents submitted to the Town of Secaucus;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Kathleen Uttariello be and is hereby approved to be on Official Leave of Absence due to illness, without pay, effective May 21, 2014.

The following resolution was read: No. 2014-246

**TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION**

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, that Laura Campanella is hereby appointed to the position of Part-Time Administrative Clerk in the Municipal Court effective Wednesday, June 25, 2014 at the rate of \$12.00 per hour.

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The following resolution was read: No. 2014-247

RESOLUTION REQUESTING BUS SHELTERS

WHEREAS, NJ transit had funds for the purchase of bus shelters throughout the State of New Jersey; and

WHEREAS, the governing body of a municipality in New Jersey or the Board of Chosen Freeholders of a county may apply to the New Jersey Transit Corporation for the purchase and installation of us shelters at legally designated bus stops; and

WHEREAS, the Town of Secaucus in the interest of promoting public transportation, conservation of energy, traffic safety and for the convenience of the public, endorses the concept of providing bus shelters within its jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the application is hereby made by the Town of Secaucus, to the New Jersey Transit Corporation for the purchase and installation of 4 bus shelters as set forth in Exhibit A, made apart hereof.

FURTHER, be it resolved that the Town Administrator and the Town Clerk be authorized to execute an agreement or agreements with NJ Transit to arrange for the purchase and installation of the shelters.

The following resolution was read: No. 2014-248

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendation of Kevin O'Connor, Superintendent for the Department of Public Works, the following persons are hereby appointed as part-Time Seasonal Employees for the DPW, effective Monday June 16, 2014 at the following hourly wages:

Name	Hourly Wage
Luis Ojeda	\$10.00
Devin Paredes	\$8.50
Joseph Walsh	\$8.50

The following resolution was read: No. 2014-249

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$20,000 to carry out a project that will provide diverse and integrated recreation opportunities for children and young adults with disabilities.

NOW, THEREFORE, BE IT RESOLVED,

- 1) That the Mayor and Council of the Town of Secaucus understands that 20% cash match requirement and does hereby authorize the application for such a grant; and
- 2) Recognizes and accepts that the Department may offer a lesser or grater amount and therefore upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Town of Secaucus and the New Jersey Department of Community Affairs.

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BE IT FURHTER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application and that they or their successors in said

titles are authorized to sign the agreement and any other documents necessary in connection therewith.

The following resolution was read: No. 2014-250

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Amanda Nesheiwat is hereby appointed as the Environmental Coordinator in the Administrative & Executive Department, effective, Monday, June 23, 2014 at the salary of \$35,000.00/annum.

The following resolution as read: No. 2014-251

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Tawanda Aquino is hereby appointed as a Part-Time Seasonal Employee in the Health Department, effective Monday June 23, 2014 at the rate of \$9.25/hour.

The following resolution was read: No. 2014-252

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Kendall Voli is hereby appointed as a Part-Time Seasonal Employee in Administrative & Executive Department, effective Monday June 23, 2014 at the rate of \$9.25/hour.

The following resolution was read: No. 2014-253

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus approve the extension of the candidate list for the Secaucus Police department for one (1) additional year.

The following resolution was read: No. 2014-254

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, that Joseph Haslack is hereby appointed as a Part-Time Medical Escort Driver, effective June 30, 2014 at the hourly rate of \$12.50.

The following resolution was read: No. 2014-255

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendation of John Voli, Recreation Director of the Town of Secaucus, the following persons are hereby appointed as Day Camp Counselors, All Abilities Counselors, Arts & Crafts Counselors and Jr. Camp Counselors for the Secaucus Recreation Department, effective June 30, 2014, at the following rates and hourly wages:

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Day Camp Counselors
Adam Adriaenssens

Hourly Wage
\$8.25

Tawanda Aquino	\$8.25
Natalie Bator	\$8.25
Briane Bilbao	\$8.25
Alyssa Capone	\$8.25
Gregory Carpenter	\$8.25
Mario Castelli	\$8.25
Michael Costello	\$8.25
Sean Egan	\$8.25
Ariel Forbes	\$8.25
Catalina Fragosa	\$8.25
Kayla Gonzalez	\$8.25
Daniel Heaney	\$8.25
Saahil Kapoor	\$8.25
Chelsea Kessler	\$8.25
Thomas Kessler	\$8.25
Jesse Koerner	\$8.25
Alexandra Lentini	\$8.25
Charlie Lin	\$8.25
Angelica O'Hara	\$8.25
Mary O'Keefe	\$8.25
Kelly Pein	\$8.25
Chris Perez	\$8.25
Caroline Popolizio	\$8.25
Alexandra Randall	\$8.25
Kevin Reidy	\$8.25
Taylor Scarpello	\$8.25
Erik Schlemm	\$8.25
Katelyn Schlemm	\$8.25
Zachary Schlemm	\$8.25
John Supel	\$8.25
Allessandra Tringali	\$8.25
Bisera Vergieva	\$8.25
Krishamsetty Vineeth	\$8.25
Samantha Vogel	\$8.25
Alyssa Voli	\$8.25
Nicole White	\$8.25
Robert Wolf	\$8.25
William Wolf	8.25
Rebecca Zulauf	\$8.25

Day Camp Program Coordinator - Patricia Brown: \$6,000.00
Denise Imperato: \$6,000.00

<u>All Abilities Camp Counselors</u>	<u>Hourly Wage</u>
Susan Barnum	\$9.25
Danielle Bruscano	\$9.25
Kelly Buckel	\$9.25
Ashley Buesing	\$9.25
David Burke	\$9.25
Richard Camacho	\$9.25
Catryna Flores-Acosta	\$9.25
Elizabeth Fuentes	\$9.25
Noelle Gaffney	\$9.25
Sylvia Garcia	\$9.25
Zachary Lee	\$9.25
Joseph Lombardo	\$10.00
Elizabeth Mewengkang	\$9.25
Breanne Miqueli	\$9.25
Melissa Morano	\$9.25
Isis Ocomares	\$9.25
Destiny Orellano	\$9.25
Zoe Pero	\$9.25
Maya Reyes	\$9.25
Clark Rhiel	\$9.25

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Jenna Segro	\$14.00
Brandon Sinisi	\$9.25
Kaylee Sinisi	\$9.25
Sabrina Torres	\$9.25
Justin Valiente	\$9.25
Edward Wolf	\$9.25

Program Coordinator - Cathleen Taylor: \$6,000.00
 Alexis Chisari: \$6,000.00

Inclusion Facilitator: Abigail Gonzalez: \$14.00 Hourly

<u>Arts & Crafts Counselors</u>	<u>Hourly Wage</u>
Michael Alferano	\$8.25
Jubeth Buitrago	\$8.25
Sonny Capone	\$10.00
Talia Carney	\$8.25
Caroline Cerny	\$8.25
Jillian Cerny	\$8.25
Cara Decker	\$8.25
Luciano DiGiorgio	\$8.25
Vito DiGiorgio	\$8.25
Taylor Doering	\$8.25
Michael Dragona	\$8.25
Connor Dunning	\$8.25
<u>Arts & Crafts Counselors (cont'd)</u>	<u>Hourly Wage</u>
Blake Estruch	\$8.25
Jack Gercich	\$8.25
Rebecca Gohde	\$8.25
Alexandra Gomez	\$7.25
Marissa Grillo	\$8.25
Thomas Kalena	\$8.25
Megan Kelly	\$8.25
Taylor Kelly	\$8.25
Matthew Kirvin	\$8.25
Bryan Krause	\$8.25
Oluweiseun Laro	\$8.25
Evellyn Lavitola	\$8.25
Elias Lebron	\$8.25
Clark Lisa	\$8.25
Bethany Mancuso	\$8.25
Molly Mancuso	\$8.25
Jamie Matzek	\$8.25
Nicole Meli	\$8.25
Berzette Mitchell	\$8.25
Jenaro Montanez	\$8.25
Shannon Murphy	\$8.25
Mitixa Naik	\$8.25
Samantha Nesheiwat	\$8.25
Kaitlyn O'Connell	\$8.25
Kelly O'Hara	\$8.25
Avnish Patel	\$8.25
Pinal Patel	\$8.25
Roshini Patel	\$8.25

Julia Peschetti	\$8.25	
Jennifer Petruzzelli	\$8.25	
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Sabino Petruzzelli	\$8.25
Ian Povolotsky	\$8.25
Ranger Rand	\$8.25
Dillon Rivers	\$8.25
Sara Sabella	\$8.25
John Sakatos	\$8.25
Lea Sallustio	\$8.25
Angelina Samareli	\$8.25
Krystal Segarra	\$8.25
Kush Shah	\$8.25
Alexis Simon	\$8.25
Elijah Soba	\$8.25
John Veltri	\$8.25
Bisera Vergieva	\$8.25
Nancy Wraga	\$8.25
<u>Arts & Crafts Counselors (cont'd)</u>	<u>Hourly Wage</u>
Kelsey Yahn	\$8.25
Teatuesa Yeoum	\$8.25

Program Coordinator/Baseball Coordinator-Toni Ann Salvatore:
\$6,000.00

Game On-Toni Ann Salvatore: \$1,500.00

<u>Junior Day Camp Counselors</u>	<u>Hourly Wage</u>
Jaden Antonacci	\$8.25
Jordan Antonacci	\$8.25
Zachary Camacho	\$8.25
Andrew Giordano	\$8.25
Alexis Mason	\$8.25
Dana McStowe	\$8.25
Devon Postel	\$8.25
Leonardo Rubru	\$8.25
Joseph Taglieareni	\$8.25
Lauren Torracco	\$8.25
Robert Wolf	\$8.25

Program Coordinator - Donna Waiver: Weekly fee of \$710.00

<u>Basketball Counselors</u>	<u>Hourly Wage</u>
Andrea Innis	\$8.25
Oluweiseun Laro	\$8.25
Bryonna McClure	\$8.25
Shannon Waters	\$8.25

Program Director - Matthew Garzone: \$2,000.00

The following resolution was read: No. 2014-256

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Christine Eck is hereby appointed as a Part-Time Clerk in the Social Services Department, effective June 17, 2014 at the hourly rate of \$10.00.

The following resolution was read: No. 2014-257

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus Fire Department had the need for Renovations and Additions to the Washington Hook and Ladder Fire House on County Avenue; and

WHEREAS, the project was authorized for advertisement on Resolution 2012-82 date March 27, 2012;

WHEREAS, the project was awarded on Resolution 2013-103 date April 9, 2013 to Three Sons Restoration, LLC of Union, New Jersey in the amount of \$2,098,000.00 on Purchase Order Number 35100; and

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WHEREAS, additional contracts were awarded to Mast Construction Services of Little Falls, New Jersey for Owners Representation Services; as well as Minervini and Vandermark of Hoboken, New Jersey for Architectural Services; and

WHEREAS, Change Order Numbered 1-16 are submitted in the total amount of \$69,632.87 for various supplies, tools, flooring electrical services and labor at the Washington Hook and Ladder Fire House Renovations and Alterations project; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to award the Change orders 1-16 in the amount of \$69,632.87 which increased the total project awarded to Three Sons Restoration, LLC to \$2,174,599.58.

Financial officers
Certification attached.

The following resolution was read:

No. 2014-258

RESOLUTION AUTHORIZING THE TOWN OF SECUCUS TO CONTINUE IN THE PARTICIPATION WITH THE COUNTY OF HUDSON COMMUNITY DEVELOPMENT BLOCK PROGRAM AND TO CONTINUE AS A MEMBER OF THE HUDSON COUNTY URBAN COUNTY FOR THE FISCAL YEAR 2015-2017

WHEREAS, the Town of Secaucus is an active participant within the Hudson County Community Development Block Grant (CDBG) Program and the present Cooperation Agreement will expire on June 30, 2015; and

WHEREAS, it is the desire of the Town of Secaucus to continue membership in the Hudson County Urban County for purposes of CDBG funding by entering into a new Cooperative Agreement for fiscal years, 2015-2017.

WHEREAS, continued participation in the Hudson County Urban County automatically qualified the municipality as a member of the Hudson County Consortium for purposes of the Home Investment Partnerships (HOME) Program and the Hudson County Emergency Solutions Grant (ESG) program.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus, do hereby approve the continued participation of the Town of Secaucus within the Hudson County Urban County for fiscal year 2015-2017 with the option to automatically renew for three consecutive three year upon Municipal and County approval.

BE IT FURHTR RESOLVED, that the above cited programs benefit the health, welfare and well-being of the residents of the Town of Secaucus.

The following resolution was read:

No. 2014-259

**TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION**

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendation of John Voli, Recreation Director of the Town of Secaucus, the following persons are hereby appointed as Clerical Personnel for the Secaucus Swim Center, effective June 17, 2014, at the following hourly wages:

SECAUCUS SWIM CENTER

Clerical Personnel

<u>Name</u>	<u>Hourly Rate</u>
Dakota Aiello	\$8.25
Denis Duri	\$8.25
Jason Mastropietro	\$8.25
Colin Powers	\$8.25

The following resolution was read:

No. 2014-260

**TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION**

BE IT RESOLVED, by the Governing Body of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendation of John Voli, Recreation Director of the Town of Secaucus, the following persons are hereby appointed as Café Personnel and Lifeguard/Front Desk to the Secaucus Recreation Center, effective June 17, 2014 at the following hourly wages and rates:

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WHEREAS, the Chief Financial Officer certified that there are sufficient funds for said contract.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to J.C. Contracting, Inc., FOR THE Signalization Improvement of Wood Avenue project in accordance with J.C. Contracting, Inc., base bid totaling \$221,610.00; which documents (proposal and specifications) constitute a contract for such services in accordance with the documents maintained on file with the Town Clerk's Office.

The following resolution was read: No. 2014-264

RESOLUTION TO AWARD PROFESSIONAL SERVICE CONTRACT FOR THE PROVISION OF "COURT INTERPRETING SERVICES"

WHEREAS, the Town of Secaucus advertised and requested proposals from authorized vendors to provide Municipal Court Interpreter services and

WHEREAS, one (1) vendor submitted a proposal to provide the services of Municipal Court Interpreter services; and

WHEREAS, the Town of Secaucus received only one bid from Sol's Interpreting Services;

NOW, THEREFORE, BE IT RESOLVED, that Sol's Interpreting Services be awarded a contract to provide Municipal Court Interpreter services to the Town of Secaucus for two (2) years at the hourly rate of \$150.00 per hour, as quoted by Sol's Interpreting Services in its proposal' and

IT IS FURHTER RESOLVED that the specifications, bid and this Resolution shall constitute the requisite contract in this matter.

Financial officers
Certification attached.

The following resolution was read: No. 2014-265

RESOLUTION RE: BLONDEL DRIVE SIDEWALK REPAIR

WHEREAS, the Town advertised for qualified bidders regarding a project identified as "Blondel Drive Sidewalk Repair; and

WHEREAS, on June 19, 2014, three (3) sealed bids were received pursuant to New Jersey Local Public Contracts Law , N.J.S.A 40A:11-1, et seq; and

WHEREAS, the base bid proposal of \$15,532.00 by Covino & Sons Construction has been reviewed by the Town Engineer, Town Administrator and General Counsel and constitutes the lowest responsible bid; and

WHEREAS, the Chief Financial Officer certified that there are sufficient funds for said contract;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to Covino & Son's Construction for the N. Blondel Drive Sidewalk Repair project in accordance with Covino & Son's base bid totaling \$15,532.00; which documents (proposal and specifications) constitute a contract for such services in accordance with the documents maintained on file with the Town Clerk's Office.

Financial officers
Certification attached.

The following resolution was read: No. 2014-266

RESOLUTION RE: 2014 MAINTENANCE & STORM WATER MANAGEMENT PROJECT

WHEREAS, the Town of Secaucus advertised for bids relating to the 2014 Maintenance & Storm Water Management Project; and

WHEREAS, one (1) bid was received from J. Fletcher Creamer & Son pursuant to New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq; and

WHEREAS, the bid of J. Fletcher Creamer & Son was in the total amount of \$127,675.00; and

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WHEREAS, the Town has concluded that the qualified bid received for the project is not reasonable and exceeds the cost estimate provided by the Town's Engineer; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus rejects the bid of J. Fletcher Creamer & Son at \$127,675.00 for the 2014 Maintenance & Storm Water management Project.

The following resolution was read:

No. 2014-267

**RESOLUTION TO ADOPT THE
SECAUCUS ATHLETIC CODE OF CONDUCT AT YOUTH SPORTING EVENTS**

WHEREAS, the Town of Secaucus believed that recreation and youth sports play an important role in promoting the physical, social and emotional development of children; and

WHEREAS, it is essential for parents; spectators, coaches and officials to encourage young athletes to embrace the values of good sportsmanship; and

WHEREAS, adults involved in youth sporting events should be models of good sportsmanship and lead by example by demonstrating fairness, respect and self-control; and

WHEREAS, in an effort to instill and foster these values in players, coaches, parents, officials and all other attendees at practices, games and other youth sporting events, the Town of Secaucus is adopting the Secaucus Athletic Code of Conduct as attached hereto;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Town Council hereby require all parents, guardians, and coached to review and agree to the Secaucus Athletic Code of Conduct prior to taking part in any Secaucus youth sports events; and

NOW, THEREFORE, BE IT FUTHER RESOLVED, that parents and/or guardians are responsible for reviewing the Secaucus Athletic Code of Conduct with their children prior to participating in any youth sports event; and

NOW, THEREFORE, BE IT FURHTER RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to take any additional action necessary to effectuate the intent and spirit of this Resolution.

Councilwoman Pirro moved that the foregoing resolutions on the Consent Agenda be approved, seconded by Councilman Clancy.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSTAIN: Costantino on 2014-262 only, Gonnelli on 2014-254 only.
ABSENT: None Motion carried.

PAYMENT OF CLAIMS

Councilman Jeffas moved that the following Salary Vouchers and Claims Fund Register be approved, seconded by Councilman Costantino.

Town of Secaucus Payroll Acct. w/ending 6/6/14	\$428,537.96
Adm. & Exec	10,267.73
Mayor & Council	10,504.71
Municipal Clerk	8,074.85
Legal Dept.	000.00
Treasurer	17,923.73
Tax Assessor	6,014.96
Tax Collector	5,196.16
Municipal Court	16,061.30
Engineering	000.00
Community Shuttle Bus	2,237.21
Pub. Bldgs. & Grds.	35,162.30
Off. Of Inspect.	9,025.77
Planning Board	64.03
Bd. Of Adjustments	58.91
Public Defender	000.00
Comm. & Security Adm	6,793.50
Fire Department	000.00
Police Dept.	317,869.95

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Construction	14,560.26	
School Cross Grds.	12,349.10	
Office of Emergency Man.	576.92	
Unif. Fire Safety Off.	4,468.63	
Rd. Repair & Maint.	119,575.54	
Sewer System	721.08	
Recycling Coord.	6,067.72	
Bd.of Health	5,616.80	
Mosquito Control	00.00	
Social Services	12,949.65	
Pks. & Play Grds.	81.60	
Supv. Of Play Act.	38,954.64	
Rec. Activities	000.00	
Social Security	32,589.74	
Pool Oper.	8,777.14	
Grant Fund (OEM)	000.00	
CDBG	000.00	
Town of Secaucus Tax Escrow Acct. w/ending 6/6/2014		\$241,389.50
Town of Secaucus Payroll Acct. w/ending 6/20/2014		\$458,912.02
Adm. & Exec	9,709.40	
Mayor & Council	1,523.08	
Municipal Clerk	8,190.42	
Legal Dept.	000.00	
Treasurer	18,057.69	
Tax Assessor	6,014.96	
Tax Collector	5,196.16	
Municipal Court	15,530.32	
Engineering	000.00	
Community Shuttle Bus	3,297.98	
Pub. Bldgs. & Grds.	40,958.22	
Off. Of Inspect.	7,297.89	
Planning Board	64.03	
Bd. Of Adjustments	158.91	
Public Defender	000.00	
Comm. & Security Adm.	6,793.50	
Fire Department	000.00	
Police Dept.	321,443.46	
Construction	14,351.50	
School Cross Grds	14,134.66	
Office of Emergency Man.	576.92	
Unif. Fire Safety Off.	4,449.04	
Rd. Repair & Maint.	147,665.23	
Sewer System	-25.23	
Recycling Coord.	7,109.01	
Bd.of Health	5,337.80	
Mosquito Control	000.00	
Social Services	13,952.65	
Fire Department	000.00	
Pks. & Play Grds.	489.60	
Supv. Of Play Act.	46,916.69	
Rec. Activities	000.00	
Social Security	35,836.04	
Pool Oper.	11,014.44	
Grant Fund (OEM)	000.00	
CDBG	000.00	
Town of Secaucus Tax Escrow Acct. w/ending 6/20/2014		\$251,296.31
Total Amount Claims	Check No.42377-42591	\$1,062,040.94
\$ 39,749.56		
Recreation On-Line	No checks written	

June 24, 2014

Note: Current and Trust Account checks are now part of the Total amount of Claims.

AYES: Jeffas, Costantino, McKeever, Clancy, Pirro, Dehnert, Gonnelli
NAYS: None
ABSTAIN: Gonnelli on Fire Department only.
ABSENT: None Motion carried.

COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

- 1) Children Studio of East Rutherford to use the Swim Center every Thursday.
- 2) Use of the Recreation Center and Garden for Sadhu Vaswani Center on September 14, 2014.
- 3) Integrity House to use the Basketball courts, baseball field and soccer field off County Avenue.
- 4) Kiwanis Club of America to use Kane Stadium for the Kiwanis Open Drum & Bugle Corp Contest on July 19, 2014.

Councilwoman Pirro moved to approve the foregoing requests, seconded by Councilman Dehnert.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: None Motion carried.

REPORTS AND CORRESPONDENCE REGISTER

Councilman Jeffas approved the Correspondence Register, seconded by Councilman Costantino.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli
NAYS: None
ABSENT: None Motion carried

COMMITTEE REPORTS

Councilman Jeffas offered an update on the Police department including offering positions as new police officers to 5 candidates.

Councilman Costantino spoke about impact fees received from The Exchange and explained that it will be used to pay debt on the Town. He also spoke about Bond Notes and the interest that is paid on them.

Councilman Clancy reported about work being done at the utility poles around the Town.

Councilwoman Pirro spoke about the Board of Health and reminded residents of some tips for the summer months. She added that the DEP wants to remind residents that if they fish in the Hackensack River they should not be eating anything that is caught as they are not safe.

Councilman Dehnert spoke about the Athletic Code of Conduct. He offered an update on the pool registration.

Councilman McKeever reported that there is a new senior bus schedule.

Mayor Gonnelli stated that there was an item of money that came from the NJMC and stated that the money will be used to help build a wall along the high school. He spoke about a project that the Town participated in and did not get a part of, a grant and proposal, and how the Town will be contacting Washington to get into the project award.

UNFINISHED BUSINESS

Councilman Jeffas spoke about the testing at the Keystone Site.

Councilman Costantino offered a report on finances and monies that have been collected.

June 24, 2014

Councilman Clancy spoke about work to be done on Meadowlands Parkway and the installation of a traffic light at Wood Avenue.

Councilwoman Pirro stated that the MHMC will be having free medical screening at Harmon Cove Recreation Center.

Councilman Dehnert spoke about the girls softball season.

Councilman McKeever spoke about a letter received from Teterboro Committee regarding an invitation to the Town for a Round table meeting.

Mayor Gonnelli spoke about the work going on at the Panasonic site.

NEW BUSINESS

Councilman Jeffas spoke about an article of which the Town was ranked as the 6th best place to own a home in New Jersey.

Councilman Costantino spoke about the improvements at the Town Swim Center.

Mayor Gonnelli noted that there is a free pass available on the Town calendar that can be used at the Swim Center. He asked for a video to be played regarding the swim center.

Councilwoman Pirro offered statistics from the North Hudson Community Action on services that were performed in Town. She also reported that the Hudson County OEM donated a portable generator for the Town.

Councilman Dehnert spoke of an upcoming basketball clinic. He added some other camp information as well as recreation program sign ups.

Councilman McKeever urged residents to drive carefully as school is out for the summer.

Councilman Costantino moved to reappoint Carleen Perricone to the Affordable Housing Board, seconded by Councilman Jeffas.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy, Dehnert, Gonnelli

NAYS: None

ABSENT: None

Motion carried

Mayor Gonnelli spoke about the CBGB grant was received to be used at The Elms. He also stated that the Town received \$225,000 to be used to clean up along the waterway.

REMARKS OF CITIZENS

Tom Roarty
Susan Protz
Donald Evanson
Gary Pollack

Councilman Costantino moved to adjourn the meeting at 8:08 pm, seconded by Councilman Jeffas.

AYES: Costantino, McKeever, Clancy, Pirro, Dehnert, Gonnelli

NAYS: None

ABSENT: Jeffas

Motion carried

Michael Marra, Town Clerk
