

September 22, 2015

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 22<sup>nd</sup> day of September at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber II.

PLEDGE OF ALLEGIANCE

Secaucus S squirt Hockey Team won a championship. The Mayor was presented with a team jacket.

A total of \$620 was raised for the Secaucus Animal Shelter by four girls who sold lemonade.

Jamal Ford was sworn in as a Firefighter.

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 25, 2014.

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.

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

The first item on the agenda is as follows:

APPROVAL OF MINUTES

The following resolution was read: No. 2015-37

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, that the minutes of the Regular Meetings of July 28, 2015, August 25, 2015 and September 8, 2015 are hereby approved.

Councilman Clancy moved to approve the foregoing resolution, seconded by Councilman Costantino.

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

Motion  
carried.

The following ordinance was read for public hearing: No. 2015-40

AN ORDINANCE AMENDING SECTION 127-58B OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED ADESIGNATION OF LOCATIONS AT OR NEAR PRIVATE RESIDENCES@

SECTION 1

BE IT ORDAINED, by the Mayor and Council of the Town of Secaucus that Section 127-58B - ADesignation of Locations at or Near Private Residences@ shall be amended by adding the following location:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
First Street	East	On the east side of First Street, beginning at a point 202 feet south of the southeast corner of

First Street and Centre  
Avenue continuing south

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for a distance of 22 feet  
in front of 728 First  
Street

Front Street

North

On the east side of Hudson  
Avenue, beginning at a  
point 33 feet north of the  
northeast corner of Front  
Street and Hudson Avenue  
continuing north for a  
distance of 22 feet  
alongside 314 Front Street

That the parking space designated for 728 First Street adopted  
by Ordinance is to be personalized for Handicapped Placard Number  
P610752. That the parking space designated for 314 Front Street adopted  
by Ordinance is to be personalized for Handicapped Placard Number  
P1470643.

If the Placard/License Plate Numbers for the person utilizing  
the parking spaces at the above listed address changes,  
then the parking space designation shall be changed to the new  
placard/plate with proof from the resident that it is for the  
same person that the person is still entitled to handicapped  
parking.

SECTION 2

SEVERABILITY

BE IT FURTHER ORDAINED, that the provisions of this ordinance are  
separable and if any provision, clause, sentence, subsection,  
word or part thereof is held illegal, invalid, or  
unconstitutional, or inapplicable to any person or circumstance,  
such illegality, invalidity or unconstitutionality, or  
inapplicability shall not affect or impair any of the remaining  
provisions, clauses, sentences, subsections, words, or parts of  
the regulation or their application to other persons or  
circumstances. It is hereby declared to be the legislative intent  
that this ordinance would have been adopted if such illegal,  
invalid, or unconstitutional provision, clause, sentence,  
subsection, word or part had not been included therein, and if  
such persons or circumstances, to which the ordinance or part  
thereof is held inapplicable, had been specifically exempted  
therefrom.

SECTION 3

EFFECTIVE DATE

BE IT FURTHER ORDAINED, that this ordinance shall take effect  
upon passage and publication as provided by law.

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 Jeffas.

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

Motion  
carried.

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

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

Motion  
carried.

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The following ordinance was read for public hearing: No. 2015-41

AN ORDINANCE AMENDING CHAPTER 127 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "VEHICLES AND TRAFFIC" FOR THE ADDITION OF A STOP SIGN ON MEADOW LANE

WHEREAS, Chapter 127 of the Code of the Town of Secaucus addresses various topics concerning vehicles and traffic in the Town, including but not limited to, stop intersections and through streets; and

WHEREAS, the Secaucus Police Department Traffic Division has recommended the addition of a stop sign at the Intersection of Meadow Lane and the Secaucus High School westerly entrance/exit driveway in the interest of safety; and

WHEREAS, the Mayor and Council accept the Traffic Division's recommendation in the interest of motorist and pedestrian safety.

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 127 entitled "Vehicles and Traffic," §127-31. Schedule IX: Stop Intersections" of the Code of the Town of Secaucus be, and is hereby amended as follows: (deletions are indicated by ~~crossouts~~; additions are indicated in bold):

In accordance with the provisions of § 127-15, the following described intersections are hereby designated as stop intersections:

Stop Sign On	At Intersection Of
Meadow Lane	Secaucus High School westerly entrance/exit driveway located between 166 and 170 Meadow Lane

- Chapter 127 entitled "Vehicles and Traffic," §127-30. Schedule VII: Through Streets" of the Code of the Town of Secaucus be, and is hereby amended as follows: (deletions are indicated by ~~crossouts~~; additions are indicated in bold):

In accordance with the provisions of § 127-14, the following described streets are hereby designated as through streets. Stop signs shall be installed on the near right side of each street except where yield signs are provided for the designations:

Name of Street	Limits
...	...
Meadow Lane	<del>Entire Length</del> From the intersection of Farm Road to the westerly entrance/exit driveway of Secaucus High School located between 166 and 170 Meadow Lane

3. There are no other changes to these sections of this Chapter of the Code of the Town of Secaucus.

4. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

5. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to

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that section, 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 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 Costantino moved that the public hearing be closed, seconded by Councilman Clancy.

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

Motion  
carried.

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

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

Motion  
carried.

The following ordinance was read for public hearing: No. 2015-42

AN ORDINANCE AMENDING CHAPTER 127 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "VEHICLES AND TRAFFIC" TO UPDATE PROHIBITED PARKING LOCATIONS ON MEADOW LANE

WHEREAS, the Mayor and Council recognize that the safety of all motorists, passengers, pedestrians, residents and visitors, and access to reach such persons and locations is of particular concern during emergency situations; and

WHEREAS, the Town enacted §127-1 et seq. to alleviate dangerous situations on the Town's streets, promote safe passage, address traffic flow and specify penalties for violations; and

WHEREAS, upon the review and recommendation of the Secaucus Police Department, the Mayor and Council have determined that changes to the Ordinance are needed to prohibit parking in additional locations to allow emergency vehicles to properly exit and enter the Secaucus High School complex.

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.

Chapter 127 entitled "Vehicles and Traffic," §127-23 "Schedule I: No Parking" of the Code of the Town of Secaucus be, and is hereby amended and supplemented to read as follows: (additions are indicated in bold, deletions are indicated by ~~strikethroughs~~):

§ 127-23. Schedule I: No Parking.

In accordance with the provisions of § 127-7, no person shall park a vehicle at any time upon any of the following described streets or parts of streets:

Name of Street	Side	Location
...		
Meadow Lane	South	Beginning at the eastern edge of the driveway of 163 Meadow Lane extending 20 feet east

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2. There are no other changes to this Section 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 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 Jeffas moved that the public hearing be closed, seconded by Councilman Costantino.

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

Motion  
 carried.

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

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

Motion  
 carried.

The following ordinance was read for introduction: No. 2015-44

AN ORDINANCE AMENDING CHAPTER 31A OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED  
"RESPONSE CONTRACTOR CERTIFICATION"

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

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

Motion  
 carried.

Public hearing for the foregoing ordinance will be on October 27, 2015

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. 2015-328

RESOLUTION APPROVING TAX OVERPAYMENT REFUNDS

WHEREAS, it has been determined by the Tax Collector that the taxpayer(s) indicated are entitled to tax overpayment refund(s) for 3<sup>RD</sup> Quarter 2015 and;

WHEREAS it is the desire of the Mayor and Council to have these overpayment(s) returned to the respective taxpayer(s) and/or their agent(s);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Secaucus that the requested overpayment refund(s) be made.

The Tax Collector is hereby authorized to make overpayment refund(s) in the amount shown to the taxpayer(s).

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Tax Collector and Chief Financial Officer.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to execute any documents or take any other action necessary to effectuate the spirit and purpose of this resolution.

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BLOCK	LOT	QUALIFIER	ADDRESS	AMOUNT
21	15	C1427	1427 Harmon Cove Towers	\$ 1,222.37
154	2	C0040	40 Green Valley Court	1,118.69
178	13		31 Radio Avenue	1,619.82
179	21		153 Huber Street	1,256.02
185.01	1.07		200 Mill Creek Drive	75,219.33
227	5.0305		700 Plaza Drive	112,450.58
227	5.06		300 Plaza Drive	99,556.60
227	5.0502		300 Plaza Drive	48,238.91
227	7.25		575 Plaza Drive	270.00

The following resolution was read:

No. 2015-329

Resolution to Adjust 4<sup>th</sup> Quarter 2015 Tax Bill  
for Senior Citizen/Disabled Person Deduction Allowed

WHEREAS, the following homeowner(s) filed a Property Tax Deduction Application for a deduction in the amount of \$250.00 and was approved by the Tax Assessor for the year 2015; and

WHEREAS, the deduction was not listed in the 2015 Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to adjust the 4<sup>th</sup> Quarter 2015 Final Bill for the \$250.00 deduction.

BLOCK	LOT	QUALIF	NAME & ADDRESS	AMOUNT
21	15	C2131	Rivas, Jose 2131 Harmon Cove Towers	\$250.00

The following resolution was read:

No. 2015-330

RESOLUTION TO ADJUST 4<sup>TH</sup> QUARTER 2015 TAX BILL FOR VETERAN DEDUCTION ALLOWED

WHEREAS, the following homeowner filed a Veteran Application for a deduction in the amount of \$250.00 and was approved by the Tax Assessor for the year 2015; and

WHEREAS, the deduction was not listed in the 2015 Tax Duplicate.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to adjust the 4<sup>th</sup> Quarter Final Bill for the \$250.00 deduction.

BLOCK	LOT	NAME & ADDRESS	AMOUNT
153	4	Leatham, Robert 834 Cedar Lane	\$250.00

The following resolution was read: No. 2015-331

RESOLUTION APPROVING TAX COURT OF NEW JERSEY REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus has determined that action is required as a result of the 2011/2012/2013/2014/2015 tax reduction(s) 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 Tax Cancellation(s) which is set forth along the block(s) and lot(s) of the taxpayer(s).

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellation(s) be made on Block 142 Lot 2 (1262 Paterson Plank Road) for the following years:

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TAX REDUCTIONS GRANTED BY THE  
TAX COURT OF NEW JERSEY

YEAR	AMOUNT
2011	\$1,414.26
2012	\$1,804.14
2013	\$4,652.40
2014	\$5,603.81
2015	\$6,434.08
	<u>\$ 19,908.69</u>

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Town Tax Collector and Chief Financial Officer.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to execute any documents or take any other action necessary to effectuate the spirit and purpose of this resolution.

The following resolution was read: No. 2015-333

RESOLUTION APPROVING RTAX COURT ON NEW JERSEY REDUCTIONS

WHEREAS, the Tax Collector of the Town of Secaucus had determined that action is required as a result of the 2010/2011/2012/2013/2014 tax reduction 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 Tax Cancellation which is set forth along the blocks and lots of the taxpayers.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested Tax Cancellation be made on Block 57 Lot 10 (70 Enterprise Avenue) for the following years:

TAX REDUCTIONS GRANTED BY THE TAX COURT OF NEW JERSEY

YEAR	AMOUNT
2010	\$128,524.86
2011	135,710.64
2012	63,706.70
2013	55,362.86
2014	17,820.71
	-----
	\$401,125.77

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Town Tax Collector and Chief Financial Officer.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to execute any documents or take any other action necessary to effectuate the spirit and purpose of this resolution.

The following resolution as read: No. 2015-334

RESOLUTION APPROVING TAX OVERPAYMENT REFUNDS

WHEREAS, it has been determined by the Tax Collector that the taxpayers indicated are entitled to tax overpayment refunds for the 3<sup>rd</sup> Quarter 2015 and;

WHEREAS, it is desired of the Mayor and Council to have these overpayments returned to the respective taxpayers and or their agents.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the requested overpayment refunds be made.

The Tax Collector is hereby authorized to make overpayment refunds in the amount shown to the taxpayers.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Tax Collector and Chief Financial Officer.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to execute any documents or take other action necessary to effectuate the spirit and purpose of this resolution.

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The following resolution was read:

No. 2015-335

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 2014 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 hereto: 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 - AA 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. 2015-336

RESOLUTION RE: COURT COLLECTION SERVICES

WHEREAS, the Town advertised for qualified bidders regarding Court Collection Services, to collect debt owed to the Town for Fines and Penalties issued by the Secaucus Municipal Court; and

WHEREAS, on April 23, 2015, two (2) sealed bids were received pursuant to New Jersey Local Public Contract Law, N.J.S.A. 40A:11-1 et seq., and

WHEREAS, the bid proposal of Penn Credit Corp. has been reviewed by the Deputy Court Administrator requires no fee to the Town; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a two (2) year contract to Penn Credit Corp. in accordance with Pen Credit Corp's base bid; which documents (proposal and specifications) constitute a contract for such services in accordance with the documents maintained on file with the Town Clerks Office.

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The following resolution was read: No. 2015-337

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, pursuant to the recommendation of Kevin O'Connor, Superintendent for the Department of Public Works, and Raymond Ciecich, Assistant Superintendent, that James Sorrentino is hereby appointed to the position of part time maintenance worker, Buildings & Grounds, at the hourly rate of \$15.00 effective Wednesday, September 16, 2015.

The following resolution as read: No. 2015-338

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Town of Secaucus, County of Hudson, that Kevin Smith is hereby appointed as a worker in the Secaucus Food Pantry, effective September 14, 2015 at the hourly rate of \$12.00.

The following resolution was read: No. 2015-339

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, that Elizabeth Fuentes is hereby appointed to the Exceptional People of Secaucus (EPOS) effective September 14, 2015 at the hourly rate of \$10.00.

The following resolution was read: No. 2015- 340

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 Allison Petrone is hereby appointed, to the position of part time clerical in the Administrative & Executive Department at the hourly rate of \$13.00 effective September 18, 2015.

The following resolution was read: No. 2015-341

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, pursuant to the recommendation of John Dubiel, Assistance Superintendent of the Roads, Repair & Maintenance Department, that Thomas Meicke, Sr., is hereby appointed to the position of regular part time Bus Aide at the hourly rate of \$10.00 effective September 21, 2015.

The following resolution as read: No. 2015-342

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, pursuant to the recommendation of Kevin O'Connor, Superintendent for the Department of Public Works, that Kayla Morrissette is hereby appointed to the position of part time laborer at the hourly rate of \$10.00 effective Sunday, September 13, 2015.

The following resolution was read:

No. 2015-343

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, that Caitlin Cioce, Rena Pizzuta and Rasanjanie Donesa are hereby appointed as After Care Counselors, effective September 21, 2015 at the hourly rate of \$9.00.

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The following resolution was read:

No. 2015-344

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 person is hereby appointed as a Swim Instructor for the Secaucus Recreation Center:

SECAUCUS RECREATION CENTER

<u>Swim Instructor</u>	<u>Hourly Rate</u>	<u>Effective Date</u>
Kevin Innis	\$40.00	September 18, 2015

BE IT FURTHER 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 Maintenance Workers for the Secaucus Swim Club, effective Sept June 10, 2015, at the following hourly wages:

SECAUCUS SWIM CLUB

<u>Maintenance</u>	<u>Hourly Rate</u>	<u>Effective Date</u>
Colin Fearon	\$8.38	September 18, 2015
Bryonna McClure	\$8.38	September 18, 2015
Kayla Morrissette	\$8.38	September 18, 2015

The following resolution was read:

No. 2015-345

RESOLUTION TO REJECT ALL BIDS FOR PURCHASE OF ONE TRIPLE COMBINATION PUMPER BID  
DATE: SEPTEMBER 2, 2015

WHEREAS, the Town of Secaucus advertised for bids to provide a new and unused triple combination pumper; and

WHEREAS, all bids were to be submitted by September 2, 2015; and

WHEREAS, there were two bids submitted: one of Absolute Fire Protection Co.Inc., and one by Pierce Fire and Safety, Ltd.; and

WHEREAS, the lowest bidder was approximately \$200,000 more than the projected cost for said pumper and \$100,000 more than the budgeted amount for said purchase;

NOW, THEREFORE, BE IT RESOLVED, that all bids are rejected and that the Town shall redraft the specifications and bid documents and re-advertise for bidders as promptly as possible; and

BE IT FURTHER RESOLVED, that the Town Administrator is directed to provide a copy of this Resolution immediately to Absolute Fire Protection Cop., and Pierce Fire and Safety Services, Ltd.

The following resolution was read:

No. 2015-346

RESOLUTION RE: AMENDMENT TO THE MUNICIPAL SHARES SERVICES DEFENCE AGREEMENT

WHEREAS, the Town of Secaucus entered into the Municipal Shared Services Defense Agreement ("MSSDA") for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgement action ("Litigation") that was filed in accordance with the In the Matter of Adoption of N.J.A.C. 5:85 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision"); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained; and

WHEREAS, Dr. Burchell became ill and has been unable to complete the obligations under the Research Agreement as set for in the MSSDA; and

WHEREAS, as a result, Rutgers University has exercised its right to terminate the Research Agreement as permitted under its terms; and

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WHEREAS, the MSSDA requires modification to allow the members to retain one or more alternative experts, consultants and/or professionals for the Litigation; and

WHEREAS, the Amendment to the MSSDA ("Amendment") has been prepared to effectuate the modification; and

WHEREAS, the Mayor and Council of the Town of Secaucus recognize that the Litigation requires immediate action and may require further expedited actions by its counsel determined to be necessary and appropriate; and

WHEREAS, the Mayor and Council of the Town of Secaucus have determined that it is in the best interest of the citizens of the Town to approve the Amendment and/or to affirm and ratify the Amendment, and to authorize their designated counsel to take actions on behalf of the municipality with regard to the multiplicity of issues raised and associated with the continued implementation of the MSSDA;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, as follows:

1. The terms and conditions of the Amendment to MSSDA attached hereto are hereby approved, and/or ratified and confirmed.
2. The Mayor and Town Clerk or Deputy Town Clerk, be and are hereby authorized to execute the aforesaid Amendment.
3. The Mayor and Council of the Town of Secaucus hereby authorize Jeffrey R. Surenian, Esq., to execute an agreement on behalf of the Town of Secaucus with Econsult Solutions, Inc.
4. The Mayor and Council of the Town of Secaucus hereby authorize Jeffrey R. Surenian, Esq., to execute on behalf of the Town of Secaucus, with the approval of the Town of Secaucus' designated counsel, such other agreements as are advisable to effectuate the purposes of the MSSDA as amended.
5. The Mayor and Council of the Town of Secaucus further authorized its designated counsel to approve such other changes to the MSSDA as may be necessary to effectuate its purposes, and to take action on behalf of the municipality with regard to the multiplicity of issues raised and associated with the implementation of MSSDA provide that the action will not require the municipality to appropriate and commit any additional funding for the MSSDA. In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Town of Secaucus shall only be responsible for such funding if it authorizes same.
6. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action by the Town of Secaucus.
7. This Resolution shall take effect immediately.

The following resolution was read:

No. 2015-347

RESOLUTION AUTHORIZATION FOR THE TOWN OF SECAUCUS TO AWARD THE MILL AND OVERLAY OF JEFFERSON STREET

WHEREAS, the Town of Secaucus advertised for qualified bidders for a quantity bid identified as "The Mill and Overlay Program"; and

WHEREAS, on March 11, 2014, five (5) sealed bids were received pursuant to New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Top Line Construction has been reviewed by the Town Engineer, Town Administrator and General Counsel and constitutes the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to Top Line Construction pursuant to the Mill and Overlay Program in accordance with Top Line Construction's quantity bid for Jefferson Street in the amount of \$84,694.36, 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. 2015-348

RESOLUTION: AUTHORIZATION FOR THE TOWN OF SECAUCUS TO AWARD  
THE MILL AND OVERLAY OF HENRY STREET

WHEREAS, the Town of Secaucus advertised for qualified bidders for a quantity bid identified as "The Mill and Overlay Program"; and

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WHEREAS, on March 11, 2014, five (5) sealed bids were received pursuant to New Jersey Local Public Contracts Law, N.J.S.A 40A:11-1, et seq.; and

WHEREAS, Top Line Construction has been reviewed by the Town Engineer, Town Administrator and General Counsel and constitutes the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to Top Line Construction pursuant to the Mill and Overlay Program in accordance with Top Line Construction's quantity bid for Henry Street in the amount of \$61,399.38, 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 as read:

No. 2015-349

RESOLUTION  
AUTHORIZATION FOR THE TOWN OF SECAUCUS TO AWARD THE MILL AND OVERLAY OF  
GILLIS PLACE AND GARRY TERRACE

WHEREAS, the Town of Secaucus advertised for qualified bidders for a quantity bid identified as "The Mill and Overlay Program"; and

WHEREAS, on March 11, 2014, five (5) sealed bids were received pursuant to New Jersey Local Public Contracts Law, N.J.S.A 40A:11-1, et seq.; and

WHEREAS, Top Line Construction has been reviewed by the Town Engineer, Town Administrator and General Counsel and constitutes the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to Top Line Construction pursuant to the Mill and Overlay Program in accordance with Top Line Construction's quantity bid for Gillis Place and Garry Terrace in the amount of \$26,485.97, 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. 2015-350

RESOLUTION  
AUTHORIZATION FOR THE TOWN OF SECAUCUS TO AWARD  
THE MILL AND OVERLAY OF HUBER STREET

WHEREAS, the Town of Secaucus advertised for qualified bidders for a quantity bid identified as "The Mill and Overlay Program"; and

WHEREAS, on March 11, 2014, five (5) sealed bids were received pursuant to New Jersey Local Public Contracts Law, N.J.S.A 40A:11-1, et seq.; and

WHEREAS, Top Line Construction has been reviewed by the Town Engineer, Town Administrator and General Counsel and constitutes the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus award a contract to Top Line Construction pursuant to the Mill and Overlay Program in accordance with Top Line Construction's quantity bid for Huber Street in the amount of \$59,141.76, 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 as read:

No. 2015-351

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

WHEREAS, the Town of Secaucus had the need for the project: Luhmann Terrace Improvements; and

WHEREAS, the Town of Secaucus the above-mentioned project was authorized by Resolution 2012-254 on September 25, 2012; and

WHEREAS, the Town of Secaucus received Bids on November 20, 2014 for the project: Luhmann Terrace, Phase I; and

September 22, 2015

WHEREAS, the Town of Secaucus awarded the project to: A TEAM CONCRETE, INC. of South River, New Jersey, in the amount of \$203,137.00 on Resolution 2015-22, dated January 9, 2015; and

WHEREAS, the Town Engineer submits Change Order 1 in the amount of \$13,660.00;

WHEREAS, the total of Change Orders will increase the contract amount to \$216,797.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, to award Change Order No.1, in the amount of \$13,660.00 to A Team Concrete, Inc. of South River, New Jersey.

Financial Officer's  
Certification attached

The following resolution was read:

No. 2015-352

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

WHEREAS, the Town of Secaucus had the need for the project: Luhmann Terrace Improvements; and

WHEREAS, the Town of Secaucus authorized the above-mentioned project by Resolution 2012-254 on September 25, 2012; and

WHEREAS, the Town of Secaucus received Bids on November 20, 2014 for the project: Luhmann Terrace, Phase I; and

WHEREAS, the Town of Secaucus awarded the project to: A TEAM CONCRETE, INC. of South River, New Jersey, in the amount of \$203,137.00 on Resolution 2015-22, dated January 9, 2015; and

WHEREAS, the Town Engineer submitted Change Order No. 1, in the amount of \$13,660.00; and

WHEREAS, the Town Engineer submits Change Order No. 2 in the amount of \$40,532.52; and

WHEREAS, the total of Change Orders will increase the contract amount to \$257,329.52; and

WHEREAS, the total of Change Orders 1 and 2, represent a contract increase over 20%; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, to award Change Order No.2, in the amount of \$40,532.52 to A Team Concrete, Inc. of South River, New Jersey.

Financial Officer's  
Certification attached

The following resolution was read:

No. 2015-353

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

WHEREAS, the Town of Secaucus has the need for General Electrical Services; and

WHEREAS, the Town of Secaucus is in contract with J. Meli Electrical Contractors of Secaucus, New Jersey; and

WHEREAS, the present contract was awarded on Resolution 2015-305 for the allowable one-year extension on August 25, 2015 in the amount of \$25,000.00 ; and

WHEREAS, there is the need for a Change Order to increase the contract with J. Meli Electrical Contractors, in the amount of \$25,000.00; and

WHEREAS, the Change Order No. 1, will increase the contract amount to \$50,000.00; and

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to award Change Order No. 1, to J. Meli Electrical Contractors of Secaucus, New Jersey; in the amount of \$25,000.00.

Financial Officer's  
Certification attached.

The following resolution as read:

No. 2015-354

AUTHORIZING THE TOWN OF SECAUCUS TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE NEW JERSEY SPORTS & EXPOSITION AUTHORITY

WHEREAS, the Town of Secaucus is continually embarking on a course to increase open space and recreation opportunities throughout the Town; and

WHEREAS, the Meadowlands Commission, now the New Jersey Sports & Exposition Authority, hereinafter the "NJSEA", acquired the former Boulevard Tire property at the foot of Farm Road (identified on the tax maps as Block 203 Lots 40 and 40.01); and

WHEREAS, the NJSEA staff has been authorized to negotiate a Memorandum of Understanding, hereinafter "MOU", with the Town of Secaucus, subject to final approval by the NJSEA Board of Commissioners; and

WHEREAS, the Town of Secaucus wishes to utilize the property to increase open space and recreational opportunities and provide improved access to the Secaucus Greenway; and

WHEREAS, subject to the approval by the NJSEA staff of any plans, the Town of Secaucus agrees to take responsibility for construction of any improvements, as well as ongoing maintenance of the site. Any activities undertaken at the site or any improvements made to the site must conform with the Deed of Conservation Easement and any other restrictions on the property.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus hereby authorize the Town Administrator to enter into a MOU as outlined above and to acquire the appropriate insurance certificate as required by the NJSEA; and

BE IT FURTHER RESOLVED, that the Town Administrator is hereby authorized to take any other action and/or sign any other documents as required to meet both the spirit and intent of this Resolution.

The following resolution was read:

No. 2015-355

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, pursuant to the recommendation of Chief Kevin Flaherty, Chief of the Police Department, that Joseph Rizzolo is hereby appointed to the full time position of Dispatcher at the rate of \$35,750.00/annum effective September 22, 2015.

The following resolution was read:

No. 2015-356

RESOLUTION AUTHORIZING SUBMISSION OF GRANT APPLICATION:  
HUDSON COUNTY OPEN SPACE TRUST FUND

WHEREAS, the Town of Secaucus is committed to pursuing viable opportunities to expand local recreational offerings and preserve open space; and

WHEREAS, the Town of Secaucus recently secured a piece of riverfront property which requires improvement in order to make it accessible and fully functional for the benefit of Town residents; and

WHEREAS, this piece of property is located at the end of Farm Road in the immediate vicinity of several other parcels that the Town plans to protect and conserve to meet the recreational needs of the community.

THEREFORE , BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey authorize submission of an application to the Hudson County Open Space Trust Fund in order to create waterfront access

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along the Hackensack River and convert Block 203, Lot 40 & 4.01 into a viable recreational option.

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

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

NAYS: None

ABSENT: Dehnert

Motion  
carried.

PAYMENT OF CLAIMS

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

Town of Secaucus Payroll Acct. w/ending 9/11/15		\$425,899.75
Adm. & Exec	21,522.39	
Mayor & Council	12,319.59	
Municipal Clerk	8,768.38	
Community Shuttle Bus	1,644.23	
Legal Dept.	000.00	
Municipal Court	11,508.36	
Engineering	000.00	
Pub. Bldgs. & Grds.	44,362.43	
Off. Of Inspect.	6,177.92	
Planning Board	63.16	
Bd. Of Adjustments	58.15	
Public Defender	00.00	
Comm. & Security Adm	3,070.93	
Construction	15,167.44	
Treasurer	19,376.94	
Tax Assessor	5,950.56	
Tax Collector	5,040.27	
Police Dept.	311,106.80	
School Cross Grds.	000.00	
Office of Emergency Man.	576.92	
Unif. Fire Safety Off.	5,037.16	
Rd. Repair & Maint.	124,978.77	
Sewer System	333.27	
Recycling Coord.	8,883.93	
Bd. of Health	3,1373.26	
Mosquito Control	00.00	
Social Services	19,263.51	
Fire Dept. Incentives	000.00	
Pks. & Play Grds.	000.00	
Supv. Of Play Act.	27,465.07	
Rec. Activities	541.88	
Social Security	31,879.69	
Pool Social Security	1,548.41	
Pool Oper.	19,979.07	
Grant Fund (OEM)	00.00	
CDBG	000.00	
Town of Secaucus Tax Escrow Acct. w/ending 9/11/15		\$250,470.64
Town of Secaucus Payroll Acct. w/ending 09/25/15		\$429,208.80
Adm. & Exec	19,337.64	
Mayor & Council	1,512.96	
Municipal Clerk	8,122.44	
Community Shuttle Bus	1,716.63	
Legal Dept.	000.00	
Municipal Court	11,724.46	
Engineering	00.00	

Pub. Bldgs. & Grds.	41,168.96
Off. Of Inspect.	4,830.55
Planning Board	163.16
Bd. Of Adjustments	158.15
Public Defender	00.00
Comm. & Security Adm	3,438.25
Construction	15,235.88
Treasurer	19,314.11
Tax Assessor	5,950.56
Tax Collector	5,016.94
Police Dept.	319,429.05
School Cross Grds.	14,020.22
Office of Emergency Man.	576.92
Unif. Fire Safety Off.	4,621.59
Rd. Repair & Maint.	124,143.06
Sewer System	123.01

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Recycling Coord.	8,714.99
Bd. of Health	3,032.26
Mosquito Control	00.00
Social Services	26,054.46
Fire Department	000.00
Retirees Health	00.00
Pks. & Play Grds.	000.00
Supv. Of Play Act.	30,570.34
Rec. Activities	192.00
Social Security	32,223.12
Pool Social Security	648.68
Pool Oper.	8,370.48
Grant Fund (OEM)	000.00
CDBG	00.00
Town of Secaucus Tax Escrow Acct. w/ending 9/25/15	\$248,330.57

Total Amount Claims	Check No. 46189-46416	\$2,200,337.87
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Recreation Acct	Check No. 1018	\$ 101,246.48
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Recreation On-Line No checks written

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

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

Motion  
 carried.

BINGO/RAFFLE APPLICATIONS

- R-1364 Hudson Catholic High School On-Premise Draw Raffle
- R-1365 Hudson Catholic High School On-Premise 50/50
- R-1366 Parents Association of Saint Dominic Academy On-Premise 50/50
- R-1367 Parents Association of Saint Dominic Academy On-Premise Draw Raffle

Councilman Jeffas moved that the foregoing applications be approved, seconded by Councilman Costantino.

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

Motion  
 carried.

COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

Request for a Leave of Absence for Anthony Burgos from Rescue #1 Engine Co. #2, Secaucus Fire Department

Councilman Clancy moved to approve the foregoing request, seconded by Councilwoman Pirro.

AYES: Jeffas, Costantino, McKeever, Pirro, Clancy  
 NAYS: None  
 ABSTAIN: Gonnelli

ABSENT: Dehnert

Motion  
carried.

To accept new member Jamal Ford to join Rescue No.1, Engine Co. #2.

Councilman Clancy moved to approve the foregoing requests, seconded by Councilman Costantino.

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

Motion  
carried.

COMMITTEE REPORTS

Councilman Jeffas gave an update on the parking ordinance and the Business permit changes. He also spoke about the accreditation process for the Police Department.

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Councilman Costantino remarked on the police accreditation process and all the good news coming out of the department.

Councilman Clancy spoke about a dedication ceremony to be held for the Volunteer Fire Department at Buchmuller Park.

Councilwoman Pirro spoke about issues regarding the Animal Shelter. She also spoke about an upcoming event.

Councilman McKeever spoke about medical escort and the updates that have been done.

Mayor Gonnelli commented that it has been working very well.

UNFINISHED BUSINESS

Councilman Costantino gave details on some upcoming events.

Councilman Clancy gave more details on the Fire Department dedication

Councilwoman Pirro spoke about donation that are needed at the Food Pantry. She also spoke about the opportunity to discard unused medication at the Secaucus Police Department.

Councilman McKeever spoke about flu shots that will available in the near future.

Mayor Gonnelli spoke about flood control and pump stations that are being installed.

NEW BUSINESS

Councilman Jeffas spoke about the Hudson County Career Development Center Program.

Councilman Costantino spoke about the murals being done throughout the Town. He also spoke about the winter baseball camp. He added information about an upcoming game tournament.

Councilman Clancy announced that the Secaucus Emergency Fund will be holding a Tricky Tray.

Councilwoman Pirro reminded residents about the Farmers Market that is held every Thursday. She added information about a State of Emergency being incited due to the visit of the Pope as well as a Giant game.

Councilman McKeever spoke about the murals around the Town.

Mayor Gonnelli spoke about the Lyndhurst Stop and Shop and donations that they have given to the Town. He added information about a piece of property that was held by the NJMC and the fact that the Town will now have use of that property. He said it will be utilized for a dog park and the Walk Way.

REMARKS OF CITIZENS

Councilman Clancy moved to adjourn the meeting at 7:49 pm, seconded by

Councilman Jeffas.

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

NAYS: None

ABSENT: Dehnert

Motion  
carried.

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Michael Marra, Town Clerk