

January 12, 2016

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 12th day of January at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber I.

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 31, 2015.

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
Mark Dehnert

The following resolution was read: 2016-27 No.

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
PROCLAIMING JANUARY 2016 AS SCHOOL BOARD RECOGNITION MONTH

WHEREAS, when local boards of education and municipal governing bodies share a vision, the community and its children reap the benefits; and

WHEREAS, New Jersey's public schools serve approximately 1.4 million children from pre-kindergarten through 12th grade, and the Secaucus School District serves approximately 2,100 children from pre- kindergarten through 12th grade; and

WHEREAS, the direction of public education in New Jersey is charted locally by individual school boards, whose 4,800 members serve as advocates for public education as they work with administrators, teachers, parents and local residents; and

WHEREAS, Boards of education provide accountability to the public, they communicate the needs of the school district to the community, and they convey to school administrators the public's expectations for the school district; and

WHEREAS, the Secaucus School District has nine School Board Members, who, like other school board members across the state, receive no remuneration for their services; and

WHEREAS, the Town of Secaucus is proud of the academic, athletic and social achievements of all of the students in our community, who are led each day in the academic environment by the Town's dedicated teachers, coaches, aides, staff and administration; and

WHEREAS, the New Jersey School Boards Association has declared January 2016 to be School Board Recognition Month, a time that all residents might acknowledge the contributions made by our local school board members.

NOW THEREFORE, BE IT RESOLVED, the Mayor and Council of the Town of Secaucus commends the service of the Secaucus Board of Education and its members to our community and its children; and

BE IT FURTHER RESOLVED, the Mayor and Council proclaim January 2016 as School Board Recognition Month in the Town of Secaucus and urge all residents to join in recognizing the dedication of local school board members, past and present, as we work together to improve educational opportunities for our children.

January 12, 2016

Councilwoman Pirro moved that the foregoing a resolution be approved, seconded by Councilman Dehnert.

Mayor Gonnelli commended the Board for their work and dedication. He also praised to the new Superintendent.

Councilman Clancy also thanked the Board and Board President, John Gerbasio.

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

Motion
carried.

The Rotary Club presented the Mayor with a check for \$1,000 for the Lazicki Family.

The following ordinance was read for introduction: No. 2016-1

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

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

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

Motion
carried.

The following ordinance was read for introduction: No. 2016-2

AN ORDINANCE AMENDING CHAPTER 127A OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED
"RESIDENTIAL PARKING" ALONG PATERSON PLANK ROAD

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

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

Motion
carried.

The following ordinance was read for introduction: No. 2016-3

AN ORDINANCE AMENDING CHAPTER 127 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED
"VEHICLES AND TRAFFIC" SPECIFYING
FIRE ZONES IN THE AREA OF 45 MEADOWLANDS PARKWAY

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

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

Motion
carried.

The following ordinance was read for introduction: No. 2016-4

AN ORDINANCE AMENDING FEES IN CHAPTER 30 OF THE CODE OF THE TOWN OF SECAUCUS
FOR THE SECAUCUS RECREATION CENTER

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

Mayor Gonnelli explained the additions to the Ordinance and introduced the new Town Attorney, Keri Ann Eglentowicz, and she offered information as to who the changes will affect.

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

Motion
carried.

Public hearing for the aforementioned ordinances will be on February 9, 2016.

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.

January 12, 2016

The following resolution was read:

No. 2016-1

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus wishes to purchase the commodities of a variety of vendors listed below from authorized vendors under the New Jersey Cooperative Purchasing Program, N.J.S.A. 40A:11-12a; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public contracts Law, N.J.A.C.5:34-7.29 (C); and

WHEREAS, the Town of Secaucus authorized the Purchase Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

WHEREAS, the attached lists are not to exceed the threshold of \$40,000.00, unless approved by further Resolution; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the Town of Secaucus and the referenced State Contract Vendors from January 1, 2016 to December 31, 2016.

The following resolution was read:

No. 2016-2

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 the attached Rules and Regulations which are available for public inspection in the office of the Town Clerk for the year 2016 are hereby approved.

The following resolution was read:

No. 2016-3

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, that Mayor Michael Gonnelli is hereby authorized to sign all contracts on behalf of the Town of Secaucus.

The following resolution was read:

No. 2016-4

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the Secaucus Home News, a newspaper published and circulated in the Town of Secaucus, County of Hudson, New Jersey, and the Jersey Journal, a newspaper published and circulated in the County of Hudson, State of New Jersey, are designated as the official newspapers of the Town of Secaucus, in the County of Hudson, New Jersey.

The following resolution was read:

No. 2016-5

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, it is occasionally necessary for manual checks to be written for the purposes of insurance, postage, lease agreements, permit and license fees, payroll fees, office supplies, hotel expense for displaced fire victims, replenishment of petty cash and other essential town expenses; and

WHEREAS, it is desirable that the Chief Financial Officer notify the Governing Body of all manual checks written in the form of a report included with the monthly bill list.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus hereby authorize the Chief Financial Officer to issue relevant manual payments and report them to the governing body on a monthly basis.

January 12, 2016

The following resolution was read:

No. 2016-6

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Nicholas Goldsack is hereby designated as the Public Agency Compliance Officer (P.A.C.O.) for the Town of Secaucus.

The following resolution was read:

No. 2016-7

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, in the County of Hudson and the State of New Jersey that the following banking institutions are hereby designated as official depositories for the funds of the Town of Secaucus in the year 2016.

Capital One Bank
TD Bank NA

BE IT FURTHER RESOLVED, that this resolution shall take effect on January 1, 2016.

The following resolution was read:

No. 2016-8

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 Councilman Gary Jeffas is hereby authorized to serve as Acting Mayor for any absence of Mayor Michael Gonnelli, during the year 2016.

The following resolution was read:

No. 2016-10

RESOLUTION AUTHORIZING CANCELLATION OF 2015 TAX OVERPAYMENTS OR DELINQUENT AMOUNTS LESS THAN \$10.00

WHEREAS, N.J.S.A.40A:5-17 allows for the cancellation of property tax overpayments or delinquent amounts in the amount of less than \$10.00; and,

WHEREAS, the governing body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax overpayments or delinquencies of less than \$ 10.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be forwarded to the Tax Collector, the Chief Financial Officer, and the Municipal Auditor.

The following resolution was read:

No. 2016-11

RESOLUTION APPROVING HUDSON COUNTY BOARD OF TAXATION REDUCTION(S)

WHEREAS, the Tax Collector of the Town of Secaucus has determined that action is required as a result of the 2014/2015 Added/Omitted tax reduction(s) granted by the Hudson County Board of Taxation; and

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:

TAX REDUCTION(S) GRANTED BY THE
HUDSON COUNTY BOARD OF TAXATION

BLOCK	LOT	QUALIFIER	ADDRESS	AMOUNT
21	9	C0304	304 Sea Isle Key (2014)	\$ 346.47
21	9	C0304	304 Sea Isle Key (2015)	340.58
				January 12, 2016
32	1.02		560 Jefferson Ave. (2015)	6,463.69
84	20		731 3 rd Street (2014)	9,900.81
84	20		731 3 rd Street (2015)	9,732.55
91	3		633 Chestnut Place (2015)	125.87
150	1		820 Roosevelt Ave. (2014)	1,164.19
175	4		8 Fairview Avenue (2015)	3,078.21
191	16	C0027	23 Village Place (2014)	3,650.50

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. 2016-12

RESOLUTION AUTHORIZING INTEREST
RATE/GRACE PERIOD/YEAR-END PENALTY

WHEREAS, N.J.S.A. 54:4-67 et seq., permits the Mayor and Council to fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal charges.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the rate of interest on unpaid taxes shall be eight percent (8%) per annum for the first One Thousand Five Hundred Dollars (\$1,500.00) of delinquency and eighteen percent (18%) per annum on any amount in excess of One Thousand Five Hundred Dollars (\$1,500.00) to be calculated from the date the tax was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth (10th) calendar day following the date upon which the same became payable; and,

BE IT FURTHER RESOLVED, that in addition to the interest provided above, on all delinquencies in excess of Ten Thousand Dollars (\$10,000.00) and which are not paid prior to the end of the year, the Tax Collector shall also collect a penalty of six percent (6%) of the amount of the delinquency in excess of Ten Thousand Dollars (\$10,000.00).

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

The following resolution was read: No. 2016-13

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 Secaucus Town for property situated at Block 23, Lot 4.02 HM and located at 800 Secaucus Road for tax year 2015 (Docket No.: 006821-2015).

Assessment to remain the same for 2015 in consideration of an agreement to increase the assessment for 2016, all as follows:

Tax Year	Original Assessment	Proposed Assessment
2015	\$30,955,900	\$30,955,900

2016

\$30,955,900

\$45,226,100

All in accordance with the discussions held at certain caucus meeting of the Town Council on this 12 day of January 2016.

January 12, 2016

The following resolution was read:

No. 2016-14

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 Secaucus Town for property situated at Block 30, Lot 4.03 HM and located at 755 Secaucus Road for tax year 2015 (Docket No.: 006826-2015).

Assessment to remain the same for 2015 in consideration of an agreement to increase the assessment for 2016, all as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2015	\$34,667,600	\$34,667,600
2016	\$34,667,600	\$59,234,500

All in accordance with the discussions held at certain caucus meeting of the Town Council on this 12 day of January, 2016.

The following resolution was read:

NO. 2016-15

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 Secaucus Town for property situated at Block 22, Lot 2 HM and located at 275 Hartz Way for tax year 2015 (Docket No.: 006804-2015).

Assessment to remain the same for 2015 in consideration of an agreement to increase the assessment for 2016, all as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2015	\$22,170,700	\$22,170,700
2016	\$22,170,700	\$43,687,500

All in accordance with the discussions held at certain caucus meeting of the Town Council on this 12 day of January 2016.

January 12, 2016

The following resolution was read:

No. 2016-16

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:

Hartz Mountain c/o Matsushita for properties situated at Block 52, Lot 4.01 HM and located at 50 Meadowlands Parkway; Block 52, Lot 4.02 HM and situated at 48 Meadowlands Parkway; and Block 52, Lot 4.03 HM and situated at 46 Meadowlands Parkway for tax years 2011, 2012 and 2013.

Assessments are as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2013	\$ 45,000,000	\$ 45,000,000

Interest on any refund due is waived provided the refund is paid on or before December 31, 2016, or with sixty (60) days from the date of the Judgment, whichever is later, pursuant to N.J.S.A. 54:3-27.2.

All complaints and counterclaims will be withdrawn.

All in accordance with the discussions held at certain caucus meeting of the Town Council on this 12 day of January 2016.

The following resolution was read:

No. 2016-17

TOWN OF SECAUCUS
COUNTY OF HUDSON, STATE OF NEW JERSEY
RESOLUTION

WHEREAS, the Town of Secaucus' Police Department has the need for the Project: DATA COMMUNICATIONS CABLE AND CABLE TRAY INSTALLATION; and

WHEREAS, the Town of Secaucus utilized the New Jersey State Term Contract T-2989 to solicit RFQ's for the above-mentioned project; and

WHEREAS, the State Contract T-2989 required that all (7) seven qualified vendors were given the fair opportunity to respond to the RFQ; and

WHEREAS, the (3) three qualified New Jersey State Contract T-2989 Vendors submitted RFQ's, with the lowest apparent and most advantageous RFQ, submitted by New Jersey Business Systems, Inc. (NJBS) located in Robbinsville, New Jersey, and

WHEREAS, the Finance Director certifies the Funds for the above-mentioned project are encumbered under the Account # 10-2150-55-70600-005

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL, of the Town of Secaucus to award a contract to the New Jersey State Vendor NJBS, in the amount of \$9,660.80 for the Project: Data Communications Cable and Cable Tray Installation, under Term Contract T-2989.

January 12, 2016

The following resolution was read:

No. 2016-18

TOWN OF SECAUCUS, COUNTY HUDSON
STATE OF NEW JERSEY
RESOLUTION

WHEREAS, the Town of Secaucus had the need for the Project: Rubber Floor Installation at Buchmuller Park Ice Skate Rink; and

WHEREAS, the Town Architect of Minervini and Vandermark utilized the services of Fromkin Brothers, Inc., of Edison, New Jersey for the above project; and

WHEREAS, Fromkin Brothers has submitted Invoice No. 58736 in the dollar amount of \$27,140.00 for the above-mentioned project; and

WHEREAS, the dollar amount necessitates the Alternative Process of a Non-Fair and Open Award; and

WHEREAS, Fromkin Brothers, Inc., is in compliance with Pay to Play documents, necessary for a Fair and Open Award.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to award the payment to Fromkin Brothers, Inc., of Edison, New Jersey for the services of the Project: Rubber Floor Installation at Buchmuller Park Ice Rink, in the amount of \$27,140.00.

Financial officers
Certification attached.

The following resolution was read:

No. 2016-19

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 Schwartz, Recreation Facility Director of the Town of Secaucus, the following person is hereby appointed as a Substitute Fitness Instructor and Maintenance Personnel for the Secaucus Recreation Center, effective January 12, 2016, at the following hourly wages and rates:

SECAUCUS RECREATION CENTER

<u>Fitness Instructor (Sub)</u>	<u>Rate</u>
Laurie Ferrera	\$40.00 per class

<u>Maintenance</u>	<u>Hourly Rate</u>
Timothy Lazicki	\$8.38

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 Custodial/Zamboni Drivers, Skateguards and a Learn to Skate Program Coordinator, effective January 12, 2016, at the following hourly wages and rates:

SECAUCUS ICE RINK

<u>Custodial/Zamboni Driver</u>	<u>Hourly Rate</u>
John Bartlett	\$10.00
Adel Mikhail	\$10.00

<u>Skateguards</u>	<u>Hourly Rate</u>
Jamie Eve	\$8.38
Andrew Kunisch	\$8.38

Learn to Skate Program
Lindsay Coar

Rate
\$2,500.00

January 12, 2016

The following resolution was read:

No. 2016-21

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
AUTHORIZING SUBMISSION OF THE DRUG-FREE COMMUNITIES GRANT

WHEREAS, the Executive Office of the President, Office of National Drug Control Policy (ONDCP) created the DFC Support Program by the Drug-Free Communities Act of 1997 (Public Law 105-20) to support and encourage local communities that demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth and others across the United States; and

WHEREAS, the Mayor and Council recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages, and therefore, has established the Secaucus Coalition for a Healthy and Drug-Free Community, and

WHEREAS, the Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent and reduce substance abuse among our youth; and

WHEREAS, the Town of Secaucus has applied for funding to the Substance Abuse and Mental Health Administration (SAMHSA) through the Office of National Drug Control Policy (ONDCP); and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey that authorization is given for renewal of a strategic plan for year two of the Drug-Free Communities grant for the period of October 1, 2015 to September 30, 2016 in the amount of:

DFC	\$ 125,000.00
Cash Match	\$ 121,192.00
In-Kind	\$ 3,808.00

BE IT FURTHER RESOLVED, that the Mayor and/or Town Administrator or his designee is hereby authorized to take any action or execute any Agreements necessary to effectuate said purpose and intent.

The following resolution was read:

No. 2016-22

RESOLUTION
AUTHORIZATION FOR THE TOWN OF SECAUCUS TO EXECUTE AN AGREEMENT FOR WETLANDS
PRESERVATION AND FILE A DEED RESTRICTION

WHEREAS, the Town of Secaucus supports the preservation of open space; and

WHEREAS, in an effort to continue to demonstrate this commitment, the Town has an opportunity to enter into an agreement with Doremus Newark, LLC with the agreement and approval of the New Jersey Department of Environmental Protection; and

WHEREAS, this agreement provides for the Town of Secaucus to execute and record a Conservation Easement applicable to wetlands owned by the Town of Secaucus and identified as Block 9, Lots 1, 1.01, 1.02, 1.03, 2.01 and 3.01 which together comprise approximately 13.59 acres; and

WHEREAS, in consideration for the execution and recording of this Conservation Easement as outlined above, Doremus Newark, LLC has paid the Town of Secaucus \$353,340.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to sign an agreement for wetlands preservation and file a Conservation Easement as outline above; and

BE IT FURTHER RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to execute any other documents or take any other necessary action to effectuate the spirit and intent of this Resolution.

January 12, 2016

The following resolution was read:

No. 2016-23

RESOLUTION

AUTHORIZATION FOR THE TOWN OF SECAUCUS TO EXECUTE AN AGREEMENT WITH ALEX HAYEK FOR CONSTRUCTION MANAGEMENT SERVICES AT WASHINGTON HOOK & LADDER FIREHOUSE

WHEREAS, the Town of Secaucus, for the safety, health and welfare of its residents and to protect the property and assets of the Town, pursuant to the recommendation of the architect Anthony Vandermark, declared an emergency on December 22, 2015 because of the condition and progress of the construction at Washington Hook & Ladder firehouse; and

WHEREAS, it is necessary to hire a construction supervisor to undertake the supervision of completing this project;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus is hereby authorized to enter into an agreement with Alex Hayek in an amount equal to \$2,000.00 per week; and

BE IT FURTHER RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to execute a Hold Harmless Agreement as well as agree to compensate Alex Hayek \$100.00 per hour with regard to any testimony required for any court and or other litigation regarding this project; and

BE IT FURTHER RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to execute any other documents or take any other necessary action to effectuate the spirit and intent of this Resolution.

The following resolution was read:

No. 2016-24

AUTHORIZATION FOR THE TOWN OF SECAUCUS TO EXECUTE A RECREATION FIELD USE AGREEMENT WITH HARTZ MOUNTAIN INDUSTRIES, INC.

WHEREAS, the Town of Secaucus is continually attempting to enhance open space and recreational opportunities for its residents; and

WHEREAS, Hartz Mountain Industries, Inc. has agreed to allow the Town of Secaucus to utilize a portion of Lot 4.03 Block 52 for the purposes of recreation fields; and

WHEREAS, Hartz Mountain Industries, Inc. has agreed to allow said usage for a period of 5 years;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to sign a Recreational Field Use agreement; and

BE IT FURTHER RESOLVED, that the Mayor and/or Town Administrator is hereby authorized to execute any other documents or take any other necessary action to effectuate the spirit and intent of this Resolution.

The following resolution was read:

No. 2016-25

RESOLUTION AUTHORIZING
FAIR & OPEN SOLICITATION PROCESS
FOR PROFESSIONAL SERVICES

WHEREAS, the Town of Secaucus is desirous of obtaining expert professional services to serve the Town in both statutory and operationally required functions; and

WHEREAS, the Town Attorney has prepared a Fair & Open solicitation therefore.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is hereby authorized to post and accept proposals for obtaining such professional services as follows: Special Bond Counsel and Real Property Appraiser.

January 12, 2016

The following resolution was read:

No. 2016-26

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Sal Trippi is hereby appointed to the position of Plumbing Inspector for the Construction Department, part time, effective Monday, January 4, 2016, at a salary of \$15,000 per annum.

The following resolution was read:

No. 2016-28

RESOLUTION RE: REFERENDUM QUESTION RE: IMPOSITION OF AN ANNUAL TAX LEVY FOR
OPEN SPACE TRUST FUND

WHEREAS, New Jersey Statutes Annotated N.J.S.A 40:12-15.7 AUTHORIZES THE GOVERNING BODY OF ANY New Jersey Municipality to submit to the voters of the municipality in a general or special election, a referendum question authorizing imposition of an annual levy for an amount or at a rate deemed appropriate for the following purposes:

- (a) Acquisition of lands for recreation and conservation purposes;
- (b) Development of lands acquired for recreation and conservation purposes;
- (c) Maintenance of lands for recreation and conservation purposes;
- (d) Acquisition of farmland for farmland preservation purpose;
- (e) Historic preservation of historic properties structures, facilities, sites, areas or objects and the acquisition of such properties, structures, facilities, sites, areas or objects for historic preservation purposes; or
- (f) Payment of debt service on indebtedness issued or incurred by a municipality for any of the purposes set forth in sub-paragraphs (a) through (e) above; and

WHEREAS, the Town of Secaucus has determined that it would be in the public interest to place a non-binding referendum question on the November, 2016 general election ballot for the purpose of assessing voter preference with regard to the question as to whether the Town of Secaucus shall create a Municipal Open Space Recreation and Farmland Preservation Trust Fund for the purposes aforesaid, funded by an annual levy (i.e. tax) at an annual rate not to exceed \$0.01 per hundred dollars of total municipal equalized valuation to be imposed in the Town of Secaucus;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the Town pose the following referendum question to be placed on the November, 2016 general election ballot:

Shall the Town of Secaucus establish an annual tax levy at the rate of \$0.01 per one hundred dollars of assessed value of real property located in the Town, and annually appropriate that revenue for any and all of the following purposes, or any combination thereof:

- (a) Acquisition of lands for recreation and conservation purposes;
- (b) Development of lands acquired for recreation and conservation purposes;
- (c) Maintenance of lands for recreation and conservation purposes;
- (d) Acquisition of farmland for farmland preservation purpose;
- (e) Historic preservation of historic properties structures, facilities, sites, areas or objects and the acquisition of such properties, structures, facilities, sites, areas or objects for historic preservation purposes; or

(f) Payment of debt service on indebtedness issued or incurred by a municipality for any of the purposes set forth in sub-paragraphs (a) through (e) above; and

Yes () No ()
Interpretive Statement

January 12, 2016

A "Yes" vote on this question would allow the Town of Secaucus to preserve remaining tracts of open space which are rapidly being developed by establishing a "Town Municipal Open Space Recreation and Farmland and Historic Preservation Trust Fund" to be funded annually through the collection of a dedicated open space tax in the amount of \$0.01 per hundred dollars of assessed value. This tax would be dedicated to the maintenance improvement, of acquisition of farmland for farmland preservation purposes, and the acquisition and preservation of historic properties, structures, facilities, sites, areas or objects, or for payment of debt service of indebtedness issued or incurred by the Town for any of these purposes. Approval would also enhance the Town's ability to qualify for New Jersey State Green Acres Funds under the Planning Incentive Acquisition Program and enable the Town to qualify for any future programs, presently not in existence, which might condition the Town's eligibility to receive open space funds on the adoption of a tax levy and the creation of a "Municipal Open Space Recreation and Farmland and Historic Preservation Trust Fund"

The following resolution was read:

No. 2016-29

TOWN OF SECAUCUS' COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, upon the recommendation of Kevin O'Connor, Superintendent of the Department of Public Works, and Raymond Ciecuch, Buildings and Grounds Supervisor, that Juan Tous is appointed to the position of Buildings and Grounds Custodian at the salary of \$30,750.00 per annum effective Tuesday, January 12, 2016.

The following resolution was read:

No. 2016-30

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, upon the recommendation of Kevin O'Connor, Superintendent of the Department of Public Works, that Rick Buesing is appointed to the position of Sign Technician at the salary of \$36,463.19 per annum effective Tuesday, January 12, 2016.

The following resolution was read:

No. 2016-31

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 the following persons are hereby appointed to the position of Bus Driver, Part Time, effective Tuesday, January 12, 2016 at the rate of \$15.00 per hour:

Thomas Thompson
Mary Carter

The following resolution was read:

No. 2016-32

TOWN OF SECAUCUS, COUNTY OF HUDSON STATE OF NEW JERSEY
RESOLUTION

WHEREAS, the Town of Secaucus Police Department has acquired property over a period of time; and wishes Authorization for Public Auction Services; and

WHEREAS, the Town of Secaucus Police Department will provide an Itemized list or Public Auction of which the majority of items to be Auctioned are Motor Vehicles; and the minority of items are Jewelry; and

WHEREAS, the Town of Secaucus Police Department will require the Services of Appraisal for the purpose of valuating the items of Jewelry, prior to the Auction of Jewelry; and

WHEREAS, the Town of Secaucus wishes to receive an RFP for the Services of Appraisal and Auctioneer; and

January 12, 2016

WHEREAS, the State of New Jersey N.J.S.A 40A:11-36 authorized the sale or other disposition of Person Property; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to authorize and RFP, for the receipt of Appraisal and Auction Services.

The following resolution was read:

No. 2016-33

RESOLUTION AUTHORIZING TOWN APPRAISER AND SPECIAL TAX COUNSEL TO REVIEW MUNICIPAL ASSESSMENTS ON COMMERCIAL, INDUSTRIAL, SPECIAL PURPOSE AND VACANT LAND PROPERTIES WITH ASSESSMENTS IN EXCESS OF \$1,000,000 AND FOR SPECIAL COOUNSEL TO INTITIAE TAX APPEALS TO INCREASE ASSESSMENTS ON PROPERTIES IDENTIFIED AS POTENTIAL UNDERASSESSED FOR THE PERIOD January 1, 2016 THROUGH AND INCLUDING DECEMBER 31, 2016

WHEREAS, it appears that a significant number of commercial, industrial, special purpose and vacant land properties located in the Town are potentially under-assessed for local real property and assessment purposes; and

WHEREAS, the existence of under-assessed properties results in a higher tax rate for the3 Town's taxpayers; and

WHEREAS, municipal corporations are statutorily authorized pursuant to N.J.S.A. 54:4-23 to initiate tax appeals to increase tax assessments; and

WHEREAS, the deadline for filing tax appeals is April 1, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, that McNerney & Associates, Inc., and the Town's Special Tax Counsel, Zipp & Tannenbaum & Caccavelli, LLC are hereby authorized, for the period of January 1, 2016 through and including December 31, 2016 to review all commercial, industrial, special purpose and vacant land assessments in the Town, and to file tax appeals in the Tax Court of New Jersey and/or the Hudson County Board of Taxation seeking to increase the assessment on any property reviewed that McNerney & Associates believes is under-assessed and to take all necessary and reasonable action to prosecute the file tax appeals; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that McNerney & Associates, Inc., shall be paid a fee for professional services in an amount not to exceed \$5,000.00 for any such work performed in connection with their analysis.

The following resolution was read:

No. 2016-34

RESOLUTION AUTHORIZING A SERVICE CONTRACT WITH ARCHONIX PUBLIC SAFETY SOFTWARE FOR SECAUCUS POLICE DEPARTMENT

WHEREAS, the Town of Secaucus Police Department requires the services of Archonix Public Safety Software Systems of Marlton, New Jersey to maintain various Proprietary Software programs; utilized by the Police Department for Dispatching, Records Management and Report Writing; and

WHEREAS, N.J.S.A.40A:11-5 (dd) exempts from Public Bidding, "the provision or performance of goods or services, for the support or maintenance of Proprietary computer hardware and software" and

WHEREAS, the Town of Secaucus Police Department has received past proposals from Archonix on an annual basis; and awarded by Resolution 2010-25; Resolution 2013-89; and Resolution 2015-78; and

WHEREAS, the Secaucus Police Department wishes to continue the service contract with Archonix Public Safety Systems; and

WHEREAS, the Town of Secaucus Finance Director certifies the funds are available under line Item No. 01-2010-00-21312-074; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, to execute a contract with Archonix for the maintenance of Proprietary Software; and

BE IT FURTHER RESOLVED, that Archonix of Marlton, New Jersey shall be paid an amount not to exceed \$13,425.00.

January 12, 2016

The following resolution was read:

No. 2016-35

RESOLUTION RE: ACCESS AGREEMENT

WHEREAS, the Town of Secaucus is in need of acquiring an Access Agreement for access to the Riverside Court at Secaucus Condominium Association, Inc., lot; and

WHEREAS, the Town of Secaucus and Riverside Court at Secaucus Condominium Association, Inc., have agreed to enter into the Access Agreement in consideration of A\$1.00; and

WHEREAS, the purposes of said Access Agreement are more fully described in the attached Access Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus is authorized to pay \$1.00 to Riverside Court Condominium Associates, Inc., in return for said Access Agreement.

The following resolution as read:

No. 2016-36

RESOLUTION RE: EASEMENT FOR STORM PIPE ACCESS

WHEREAS, the Town of Secaucus is in need of acquiring an easement for the right to enter in and upon property located at Riverside Court Secaucus Condominium Association, Inc., designated Block 3.01, Lot 162 on the Tax Map of said Town of Secaucus so as to maintain the storm pipe utility that traverses the property; and

WHEREAS, the property owner, Riverside Court Secaucus Condominium Associates, Inc., hereby agrees to grant the Town an easement for said purposes in consideration of \$1.00; and

WHEREAS, the purposes of said easement are more fully described in the attached easement;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Secaucus is authorized to pay \$1.00 to Riverside Court Condominium Association, Inc., in return for said easement.

The following resolution was read:

No. 2016-37

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IRESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, upon the recommendation of the Town Administrator and the personnel Committee, that Keri Ann Eglentowicz, Esq., is hereby appointed to the position of Town Attorney according to the agreement entered into between the Town of Secaucus and the Town Attorney, effective Tuesday, January 12, 2016 with a salary increase to \$115,000.00 annual. Councilman Costantino moved that the foregoing resolutions on the Consent Agenda be approved, seconded by Councilwoman Pirro.

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

NAYS: None

ABSENT: None

Motion
carried.

BINGO/RAFFLE APPLICATION

R-1376 Friends of the Secaucus Public Library Off-Premise 50/50

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

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

NAYS: None

ABSENT: None

Motion
carried.

January 12, 2016

COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

Use of Mill Creek Point Park on September 10, 2016 for the 5th Annual Secaucus Out of the Darkness Walk

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

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

NAYS: None

ABSENT: None

Motion
carried.

COMMITTEE REPORT

Councilman Jeffas stated that there were approximately 300 people who took the police test. He stated that the process is moving along. He also welcomed Keri to the Council meetings.

Councilman Costantino reported that the Town received additional monies from FEMA for Sandy damages.

Mayor Gonnelli added information regarding the grant. He also spoke about the recycling grants and the money that was received. He spoke about another Open Space grant and agreement.

Mayor Gonnelli offered information on the same grant. He also praised the Recycling coordinator, Steve Badalamente.

Councilman Clancy spoke about the Red Cross campaign and the Smoke Alarm program.

Mayor Gonnelli said that the Town will provide the Smoke Alarms to seniors and any other residents that need them.

Councilwoman Pirro spoke about a grant received for the Secaucus Animal Shelter. She also spoke about other upcoming events.

Councilman Dehnert gave information on upcoming recreation events.

Mayor Gonnelli spoke about some of the past events and the great success.

Councilman McKeever spoke about a home energy assistance program offered by PSE & G. He also spoke about Secaucus Service Day run by Mr. Gehm on January 18, 2016.

UNFINISHED BUSINESS

Councilman Jeffas spoke about an upcoming Comedy Night. He also spoke about an upcoming awards ceremony to be at the PAC Center.

Councilman Costantino offered information on upcoming events. He also stated that the Town has been voted the 8th happiest municipality in New Jersey.

Mayor Gonnelli commented on the happiest vote and noted that it is a survey that gives these statistics.

Councilwoman Pirro spoke about the needs of the Secaucus Food Pantry.

Councilman Clancy asked for support from the residents for an upcoming Valentine Breakfast.

Councilman Dehnert spoke about upcoming spring events.

Mayor Gonnelli spoke about the recent water main breaks and reminded residents to sign up for the reverse 911.

NEW BUSINESS

Councilman Jeffas spoke about an upcoming Boy Scout event.

Councilman Costantino stated that Before Care will start at Clarendon School and Huber Street School. He also spoke about the ability to have a recharge card for school lunches.

Mayor Gonnelli stated that this new program will make a huge difference to the parents in Town.

January 12, 2016

Councilman Clancy stated that the Shade Tree Committee is having a Arbor Day Appreciation Campaign.

Councilwoman Pirro spoke about an upcoming event at St. Matthews Church. She also spoke about the acquisition of ball fields as well as the ability to enhance the drainage.

Mayor Gonnelli said it was a long negotiation but it was accomplished.

Mayor Gonnelli stated that the Town has secured the parking lot at Laurel Hill Park to be used for residents to park there for a fee. The Town will provide a shuttle to the train station. He said it will be temporary as there will be a school built there eventually. He stated that it will be available as of the 1st of February.

REMARKS OF CITIZENS

John Gerbasio

Councilman Costantino moved to adjourn the meeting at 7:59 pm, seconded by Councilman Jeffas.

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

Motion
carried.

Michael Marra, Town Clerk