

March 13, 2018

MINUTES of the Regular Meeting of the Mayor and Board of Council of the Town of Secaucus, County of Hudson, State of New Jersey held on the 13th day of March at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber II.

PLEDGE OF ALLEGIANCE

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 Jersey Journal on December 28, 2017

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:	Robert Costantino William McKeever James Clancy John Gerbasio Orietta Tringali
	Absent:	Michael Gonnelli Mark Dehnert

Acting Mayor McKeever explained that Mayor Gonnelli is on vacation and Councilman Dehnert's flight has been delayed.

ORDINANCES FOR PUBLIC HEARING

The following ordinance was read for public hearing: No. 2018-8

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

SECTION 1

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Town of Secaucus that Section 127-58B - "Designation 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>
Seventh Street	East	On the east side of Seventh Street beginning at a point 455 feet south of the southeast corner of Centre Avenue and Seventh Street continuing south for a distance of 22 feet in front of 708 Seventh Street

That the parking space designated for 708 Seventh Street adopted by Ordinance is to be personalized for Placard P1837767.

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

SECTION 2

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

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Maple Street	North	On the north side of Maple Street, beginning March 13, 2018 at a point 285 feet east

of the northeast corner of Schopmann Drive and Maple Street continuing east for a distance of 22 feet in front of 272 Maple Street

SECTION 3

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 4

REPEALER

BE IT FURTHER ORDAINED, that all other ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed, to the extent of such inconsistency.

SECTION 5

EFFECTIVE DATE

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

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

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali

NAYS: None

ABSENT: Dehnert, Gonnelli

Motion carried.

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

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali

NAYS: None

ABSENT: Dehnert, Gonnelli

Motion carried.

The following ordinance was read for public hearing:

No. 2018-10

AN ORDINANCE AMENDING CHAPTER 127A OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "RESIDENTIAL PARKING" SPECIFYING ONE HOUR NON-RESIDENT PARKING AREAS

WHEREAS, the Mayor and Council recognize that the safe parking of vehicles for all residents, visitors and motorists is of utmost concern; and

WHEREAS, the Town has a residential parking program under §127A-1 et seq. that was developed to alleviate unfavorable parking conditions and address conditions created on residential streets, and

WHEREAS, the Mayor and Council have determined based on review by the Secaucus Police Traffic Division that the time limit for non-resident parking should be reduced to one hour on specified streets in close proximity to the plaza business district and

bus routes to address the lack of parking and resident complaints during 9:00 a.m. to 4:00 p.m. Monday through Friday.

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 127A entitled "Residential Parking," §127A-6 "Time limits nonresidents authorized to park in residential parking zones" 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 ~~crossouts~~):

- (1) No person shall park in any of the following locations, designated as "Parking for Residents Only," for longer than the specified time indicated below, except those whose motor vehicles display a Resident Parking Sticker or Parking Placard pursuant to this chapter, or are otherwise exempt from such parking restriction pursuant to this chapter:

Name of Street/Area	Zone	Location	Time Limitation
John Street	I	South from Centre Avenue to the dead end.	1 hour
Post Place	I	South from Centre Avenue to the dead end.	1 hour

- 2. There are no other changes to these sections 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 127A of the Code of the Town of Secaucus shall remain in full force and effect.

Acting Mayor McKeever 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: Costantino, McKeever, Clancy, Gerbasio, Tringali
 NAYS: None
 ABSENT: Dehnert, Gonnelli Motion carried.

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

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali
 NAYS: None
 ABSENT: Dehnert, Gonnelli Motion carried.

The following ordinance was read for public hearing: No. 2018-11

AN ORDINANCE AMENDING CHAPTER 127 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "VEHICLES AND TRAFFIC" TO UPDATE SPEED LIMITS ON SEAVIEW DRIVE

WHEREAS, the Mayor and Council recognize that the safety of all motorists, passengers, pedestrians, children, residents and visitors is of utmost importance; and

WHEREAS, the Town enacted §127-1 et seq. to assist in alleviating 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 Traffic Division and the Engineering Department, modification of the speed limit in Seaview Drive to 40mph is recommended in the interest of public safety in light of the roadway's purpose, use and traffic volume.

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 following addition shall be made to §127-43 "Schedule X: Speed Limits" of the Code of the Town of Secaucus. Chapter 127 be, and is hereby amended and supplemented to read as follows: (additions are indicated in bold):

Street	Speed Limit (mph)	Location
Seaview Drive	40	From Meadowlands Parkway to South Road

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 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 Gerbasio moved that the public hearing be closed, seconded by Councilwoman Tringali.

AYES: Costantino, McKeever, Clancy, Dehnert, Gerbasio, Tringali, Gonnelli
NAYS: None
ABSENT: None

Motion carried.

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

AYES: Costantino, McKeever, Clancy, Dehnert, Gerbasio, Tringali, Gonnelli
NAYS: None
ABSENT: None

Motion carried.

The following ordinance was read for public hearing: No. 2018-12

AN ORDINANCE REPEALING AND REPLACING CHAPTER 23 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "OFFICERS AND EMPLOYEES" TO UPDATE THE EMPLOYMENT TITLES AND POSITIONS WITHIN THE TOWN

WHEREAS, the Town has previously adopted an Ordinance creating and specifying the Offices, Positions, Appointment, Qualifications, Powers and Duties, duration of term; and

WHEREAS, the Mayor and Council have determined that a replacement of Chapter 23 of The Code of the Town of Secaucus is warranted based upon a need for an update of the Code to bring it conformity with chapters 9 and 62 of N.J.S.A. 40A; and

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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 23 entitled "Officers and Employees," of the Code of the Town of Secaucus be, and is hereby repealed in its entirety and replaced to read as follows: Article I

Principal Municipal Officers and Managerial Executive Employees, Confidential Employees, and or Exempt Employees as Defined by N.J.S.A. 34:13A-3 et. seq. subsection.

Town Administrator

§ 23-1 Creation of Office.

Pursuant to the provisions of N.J.S.A. 40A:9-136 et seq., there is hereby created in the Town of Secaucus the Office of Town Administrator.

§ 23-2 Powers and Duties.

The Town Administrator shall administer the executive responsibilities and business affairs of the Town of Secaucus. The Town Administrator shall have such administrative powers and perform such duties other than those required by law to be exercised by the governing body itself, or by another officer, board or body.

The Town Administrator shall, also be known as the Equal Employment Opportunity Officer of the Town of Secaucus, who shall oversee the Town's compliance with all laws, rules, regulations, and consent decrees entered into by the Town with respect to equal opportunity, including but not limited to record keeping with respect to the same, and establishing such procedures as are necessary to meet this responsibility.

§23-3 Term of Office.

The term of office of the Town Administrator shall be at the pleasure of the governing body.

§23-4 Appointment.

The Town Administrator shall be appointed by the Mayor and Council.

§23-5 Removal from Office.

The Town Administrator may be removed by a two thirds (2/3) vote of the governing body. The resolution shall become effective three (3) months after its adoption, unless the governing body provides that its removal resolution has immediate effect. If a removal resolution shall have immediate effect, the governing body shall cause to be paid to the Town Administrator forthwith any unpaid balance of his salary and his salary for the next three (3) calendar months following the adoption of the resolution.

§23-6 Salary.

The salary of the Town Administrator shall be as set forth in the annual Salary Ordinance.

Subsection 2.

Town Attorney

§23-7 Creation of Office.

Pursuant to the provisions of N.J.S.A. 40A:9-139, there is hereby created the Office of the Town Attorney.

§23-8 Appointment.

The Town Attorney shall be appointed by the Mayor and Council.

§23-9 Term of Office.

The term of office of the Town Attorney shall be for one (1) year.

§23-10 Duties.

The Town Attorney shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-11 Compensation.

The salary of the Town Attorney shall be as set forth in the annual Salary Ordinance.

Subsection 3.

Town Engineer

§23-12 Creation of Office.

Pursuant to the provisions of N.J.S.A. 40A:9-140, there is hereby created the office of Town Engineer of the Town of Secaucus.

§23-13 Appointment, Term of Office.

The Town Engineer shall be appointed by the Mayor and Council for a term of three (3) years.

§23-14 Qualifications.

The Town Engineer shall be a duly qualified licensed engineer authorized by the laws of this state to practice his profession in the State of New Jersey.

§23-15 Duties.

The Town Engineer shall perform and supervise town engineering work whenever such engineering services are requested by the Mayor and Council and/or Town Administrator. The Town Engineer shall review such files and give recommendations as required by the Secaucus Board of Adjustment and the Secaucus Planning. The Town Engineer shall, at the request of the Mayor and Council, attend meetings of said body, and of any body or agency or board of the Town of Secaucus, give general engineering advice and represent the Town generally in technical matters that may require the services of an engineer.

§23-16 Compensation.

The salary of the Town Engineer shall be set forth in the annual Salary Ordinance.

Subsection 4.

Chief Financial Officer

§23-17 Creation of Office, Term of Office, Appointment.

There shall be the position of Chief Financial Officer, in accordance with N.J.S.A. 40A:9-140.1 et seq. which term of office shall be for four (4) years, which shall run from January 1st of the year in which the Chief Financial Officer is appointed by the Mayor and Council.

§23-18 Qualifications.

The Chief Financial Officer shall be certified as a Municipal Financial Officer pursuant to Chapter 110 of the Law of New Jersey 1988, and hold a Municipal Financial Officer's Certificate issued by the State of New Jersey. The Chief Financial Officer shall meet and continue to meet all state qualifications and renew certificates as required.

§23-19 Duties.

The Chief Financial Officer shall perform such duties as may be assigned by the Mayor and Council and/or the Town Administrator.

§23-20 Compensation.

The salary of the Chief Financial Officer shall be as set forth in the annual Salary Ordinance.

Subsection 5.

Town Clerk

§23-21 Creation of Office, Appointment, Term of Office, Duties.

There is hereby created the position of Town Clerk in accordance with N.J.S.A. 40A:9-133 et. seq. and the term of office will be in accordance with same. The Town Clerk shall be appointed by the Mayor and Council.

The Town Clerk shall perform all duties required of the office as required by law. In addition to the statutory duties, the Town Clerk shall perform such duties as may be assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-22 Compensation.

The salary of the Town Clerk shall be as set forth in the annual Salary Ordinance.

Subsection 6.

Tax Collector

§23-23 Creation of Office, Appointment, Term of Office.

Pursuant to the provisions of N.J.S.A. 40A:9-141 et seq., there is hereby created the office Town Tax Collector. The office of Town Tax Collector shall be filled by appointment as provided by law. The term of the Tax Collector shall be three (3) years from the first day of January next following the Tax Collector's appointment.

§23-24 Duties.

The Town Tax Collector, in addition to the statutory duties, shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-25 Compensation.

The salary of the Town Tax Collector shall be as set forth in the annual Salary Ordinance.

Subsection 7.

Tax Assessor

§23-26 Creation of Office, Appointment, Term of Office.

There is hereby created and established the office of Assessor of Taxes pursuant to the provisions of N.J.S.A. 40A:9-146 and 40A:9-148. The Assessor of Taxes
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shall be appointed by the Mayor and Council and shall hold office for a term as provided by law.

§23-27 Duties.

The Town Tax Assessor, in addition to the statutory duties, shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-28 Compensation.

The salary of the Assessor of Taxes shall be as set forth in the annual Salary Ordinance.

Subsection 8.

Deputy Town Clerk

§23-29 Creation of Position.

Pursuant to the provisions of N.J.S.A. 40A:0-135 et seq., there is hereby created the position of Deputy Town Clerk.

§23-30 Appointment, Term of Office.

The Deputy Town Clerk shall be appointed by the Mayor and Council. The Deputy Town Clerk shall be appointed for a term of one (1) year to commence on the first day of January of each year.

§23-31 Duties.

The Deputy Town Clerk shall perform such duties as may be assigned from time to time by the Town Clerk, the Mayor and Council and/or the Town Administrator. During the absence or disability of the Town Clerk, the Deputy Town Clerk shall have all the powers of the Town Clerk and shall perform the functions and duties of such office.

§23-32 Compensation.

The salary of the Deputy Town Clerk shall be as set forth in the annual Salary Ordinance.

Subsection 9.

Director of Human Resources

§23-33 Creation, Appointment.

There is hereby created the position of Director of Human Resources. The Director of Human Resources shall be appointed by the Mayor and Council.

§23-34 Term of Office.

The term of office of the Director of Human Resources shall be at the pleasure of the Mayor and Council.

§23-35 Duties.

The Director of Human Resources shall perform such duties as are assigned from time to time by the Mayor and Council, the Town Administrator and/or the Town Attorney.

§23-36 Compensation.

The salary of the Director of Human Resources shall be as set forth in the annual Salary Ordinance.

Subsection 10.

Superintendent, Public Works

§23-37 Creation, Appointment.

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Pursuant to the provisions of N.J.S.A. 40A: 9-145.5 et seq. there is hereby created the position of Superintendent of Public Works. The Superintendent of Public Works shall be appointed by the Mayor and Council.

§23-38 Term of Office.

The term of office of the Superintendent of Public Works shall be for one (1) year.

§23-39 Duties.

The Superintendent of Public Works shall perform such duties as mandated by statute and additional duties as may be assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-40 Compensation.

The salary of the Superintendent of Public Works shall be as set forth in the annual Salary Ordinance.

Subsection 11.

Construction Code Official

§23-41 Creation, Appointment. Pursuant to the provisions of N.J.S.A. 40:55D-1 et seq., there is hereby created the position of Construction Code Official. The Construction Code Official shall be appointed by the Mayor and Council.

§23-42 Term of Office. The term of office of the Construction Code Official shall be for one (1) year.

§23-43 Duties. The Construction Code Official shall serve as the Director of the Office of the Division of Inspections and perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-44 Compensation. The salary of the Construction Code Official shall be as set forth in the annual Salary Ordinance.

Subsection 12.

Director of Social Services and Public Welfare

§23-45 Creation, Appointment. There is hereby created the position of Director of Social Services and Public Welfare. The Director of Social Services and Public Welfare shall be appointed by the Mayor and Council.

§23-46 Term of Office. The term of office of the Director of Social Services and Public Welfare shall be for one (1) year.

§23-47 Duties. The Director of Social Services and Public Welfare shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-48 Compensation. The salary of the Director of Social Services and Public Welfare shall be as set forth in the annual Salary Ordinance.

Subsection 13.

Superintendent of Recreation

§23-49 Creation, Appointment. There is hereby created the position of Superintendent of Recreation. The Superintendent of Recreation shall be appointed by the Mayor and Council.

§23-50 Term of Office. The term of office of the Superintendent of Recreation shall be for one (1) year.

§23-51 Duties. The Superintendent of Recreation shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-52 Compensation. The salary of the Superintendent of Recreation shall be as set forth in the annual Salary Ordinance.

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Subsection 14.

Purchasing Agent

§23-53 Creation, Appointment. Pursuant to the provisions of N.J.S.A. 40A:9-30 et seq. there is hereby created the position of Purchasing Agent. The Purchasing Agent shall be appointed by the Mayor and Council.

§23-54 Term of Office. The term of office of the Purchasing Agent shall be in accordance with N.J.S.A. 40A:9-30.

§23-55 Duties. In addition to the statutory duties of the office, the Purchasing Agent shall perform such duties as are assigned from time to time by the Mayor and Council, the Town Administrator and/or the Town Chief Financial Officer.

§23-56 Compensation. The salary of the Purchasing Agent shall be as set forth in the annual Salary Ordinance.

Subsection 15.

Employee Benefits Coordinator

§23-57 Creation, Appointment. There is hereby created the position of Employee Benefits Coordinator. The Employee Benefits Coordinator shall be appointed by the Mayor and Council.

§23-58 Term of Office. The term of office of the Employee Benefits Coordinator shall be at the pleasure of the Mayor and Council.

§23-59 Duties. The Employee Benefits Coordinator shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-60 Compensation. The salary of the Employee Benefits Coordinator shall be as set forth in the annual Salary Ordinance.

Subsection 16.

Administrative Assistant to the Mayor

§23-61 Creation, Appointment. There is hereby created the position of Administrative Assistant to the Mayor. The Administrative Assistant to the Mayor shall be appointed by the Mayor and Council.

§23-62 Term of Office. The Administrative Assistant to the Mayor shall serve at the pleasure of the Mayor and Council.

§23-63 Duties. The Administrative Assistant to the Mayor shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-64 Compensation. The salary of the Administrative Assistant to the Mayor shall be as set forth in the annual Salary Ordinance.

Subsection 17.

Administrative Assistant to the Town Administrator

§23-65 Creation, Appointment. There is hereby created the position of Administrative Assistant to the Town Administrator. The Administrative Assistant to the Town Administrator shall be appointed by the Mayor and Council.

§23-66 Term of Office. The Administrative Assistant to the Town Administrator shall serve at the pleasure of the Mayor and Council.

§23-67 Duties. The Administrative Assistant to the Town Administrator shall perform such duties as are assigned from time to time by the Mayor and Council and/or the Town Administrator.

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§23-68 Compensation. The salary of the Administrative Assistant to the Town Administrator shall be as set forth in the annual Salary Ordinance.

Subsection 18.

Administrative Assistant to the Town Attorney

§23-69 Creation, Appointment. There is hereby created the position of Administrative Assistant to the Town Attorney. The Administrative Assistant to the Town Attorney shall be appointed by the Mayor and Council.

§23-70 Term of Office. The Administrative Assistant to the Town Attorney shall serve at the pleasure of the Mayor and Council.

§23-71 Duties. The Administrative Assistant to the Town Attorney shall perform such duties as are assigned from time to time by the Mayor and Council, Town Attorney and/or the Town Administrator.

§23-72 Compensation. The salary of the Administrative Assistant to the Town Attorney shall be as set forth in the annual Salary Ordinance.

Subsection 19.

Grant Coordinator

§23-73 Creation, Appointment. There is hereby created the position of Grant Coordinator. The Grant Coordinator shall be appointed by the Mayor and Council.

§23-74 Term of Office. The Grant Coordinator shall serve at the pleasure of the Mayor and Council.

§23-75 Duties. The Grant Coordinator shall perform such duties as are assigned from time to time by the Mayor and Council, the Town Administrator and/or the Chief Financial Officer.

§23-76 Compensation. The salary of the Grant Coordinator shall be as set forth in the annual Salary Ordinance.

Subsection 20

Director of Information Technology

§23-77 Creation, Appointment, Term of Office. There is hereby created the position of Director of Information Technology. The Director of Information Technology shall be appointed by the Mayor and Council. The term of office of the Director of Information Technology shall be for one (1) year.

§23-78 Duties. The duties of the Director of Information Technology shall be as assigned from time to time by the Mayor and Council and/or the Town Administrator.

§23-79 Compensation. The Salary of the Director of Information Technology shall be as set forth in the annual Salary Ordinance.

Article II
Employees

Subsection 1.

Court Administrator

§23-80 Creation. Pursuant to the provisions of N.J.S.A. 2B:12-10 et seq., there is hereby created the position of Court Administrator.

§23-81 Appointment. The Court Administrator shall be appointed by the Mayor and Council and subject to the terms of N.J.S.A. 2B:12-10 et seq.

§23-82 Term of Office. The Court Administrator shall serve at the pleasure of the Mayor and Council.

§23-83 Duties. The Court Administrator shall perform such duties as are assigned from time to time by the Judge of the Municipal Court.

§23-84 Compensation. The salary of the Court Administrator shall be as set forth in the annual Salary Ordinance.

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Subsection 2.

Deputy Court Administrator

§23-85 Creation. There is hereby created the position of Deputy Court Administrator.

§23-86 Appointment. The Deputy Court Administrator shall be appointed by the Mayor and Council.

§23-87 Term of Office. The Deputy Court Administrator shall serve at the pleasure of the Mayor and Council.

§23-88 Duties. The Deputy Court Administrator shall perform such duties as are assigned from time to time by the Judge of the Municipal Court and/or the Court Administrator.

§23-89 Compensation. The salary of the Deputy Court Administrator shall be as set forth in the annual Salary Ordinance.

Subsection 3.

Administrative Clerk

§23-90 Creation. There is hereby created the position of Administrative Clerk.

§23-91 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Administrative Clerks as deemed necessary. The Administrative Clerks' term of office shall be at the pleasure of the Mayor and Council.

§23-92 Duties. The Administrative Clerks shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or the appropriate supervisor to which the Clerk is assigned.

§23-93 Compensation. The salary of Administrative Clerks shall be as set forth in the annual Salary Ordinance.

Subsection 4.

Administrative Assistant

§23-94 Creation. There is hereby created the position of Administrative Assistant.

§23-95 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Administrative Assistants as deemed necessary. The Administrative Assistants' term of office shall be at the pleasure of the Mayor and Council.

§23-96 Duties. The Administrative Assistants shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or any appropriate supervisor to which the Administrative Assistant is assigned.

§23-97 Compensation. The salary of Administrative Assistants shall be as set forth in the annual Salary Ordinance.

Subsection 5.

Manger of Recreation Facilities

§23-98 Creation, Term of Office, Appointment. There is hereby created the position of Manager of Recreation Facilities. The Mayor and Council shall appoint the Manager of Recreation Facilities. The term of office for the Manager of Recreation Facilities shall be at the pleasure of the Mayor and Council.

§23-99 Duties. The Manager of Recreation Facilities will perform such duties as may be assigned by the Mayor and Council, the Town Administrator, and/or the Superintendent of Recreation.

§23-100 Compensation. The salary of the Manager of Recreation Facilities shall be as set forth in the annual Salary Ordinance

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Subsection 6.

Custodian

§23-101 Creation. There is hereby created the position of Custodian.

§23-102 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Custodians as deemed necessary. The Custodians' term of office shall be at the pleasure of the Mayor and Council.

§23-103 Duties. The Custodians shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or the appropriate supervisor to which the Custodian is assigned.

§23-104 Compensation. The salary of Custodians shall be as set forth in the annual Salary Ordinance.

Subsection 7.

Systems Administrator

§23-105 Creation. There is hereby created the position of Systems Administrator.

§23-106 Appointment, Term of Office. The Systems Administrator shall be appointed by the Mayor and Council. The term of office shall be at the pleasure of the Mayor and Counsel.

§23-107 Duties. The duties of the Systems Administrator shall be as assigned from time to time by the Mayor and Council, the Town Administrator, and/or the Director of Information Technology.

§23-108 Compensation. The salary of the Systems Administrator shall be as set forth in the annual Salary Ordinance.

Subsection 8.

Parking Enforcement Officer

§23-109 Creation. Pursuant to the provisions of 40:9-154.7 et seq., there is hereby created the position of Parking Enforcement Officer.

§23-110 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Parking Enforcement Officers as deemed necessary. The Parking Enforcement Officers' term of office shall be at the pleasure of the Mayor and Council.

§23-111 Duties. The Parking Enforcement Officers shall perform such duties as are assigned from time to time by the Chief of Police or designee and or the Town Administrator.

§23-112 Compensation. The salary of Parking Enforcement Officers shall be as set forth in the annual Salary Ordinance or paid by voucher.

Subsection 9.

Project Manager

§23-113 Creation. There is hereby created the position of Project Manager.

§23-114 Appointment, Term of Office. The Project Manager shall be appointed by the Mayor and Council. The term of office of the Project Manager shall be at the pleasure of the Mayor and Council.

§23-115 Duties. The Project Manager shall perform such duties as are assigned from time to time by the Mayor and Council, the Town Administrator, and/or the Superintendent of the Department of Public Works.

§23-116 Compensation. The salary of the Project Manager shall be as set forth in the annual Salary Ordinance.

Subsection 10.

Foreperson

§23-117 Creation. There is hereby created the position of Foreperson.

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§23-118 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Forepersons as deemed necessary. The Forepersons' term of office shall be at the pleasure of the Mayor and Council.

§23-119 Duties. The Forepersons shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Foreperson is assigned.

§23-120 Compensation. The Forepersons' salaries shall be as set forth in the annual Salary Ordinance.

Subsection 11.

Field Supervisor

§23-121 Creation. There is hereby created the position of Field Supervisor.

§23-122 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Field Supervisors as deemed necessary. The Field Supervisors' term of office shall be at the pleasure of the Mayor and Council.

§23- 123 Duties. The Field Supervisors shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/ Assistant Superintendent or their designee, and/or any other appropriate supervisor to which the Field Supervisor is assigned.

§23-124 Compensation. The Field Supervisors' salaries shall be as set forth in the annual Salary Ordinance.

Subsection 12.

Interlocal Carpenter

§23-125 Creation. There is hereby created the position of Interlocal Carpenter.

§23-126 Appointment, Term of Office. The Mayor and Council shall appoint the Interlocal Carpenter. The Interlocal Carpenter's term of office shall be at the pleasure of the Mayor and Council.

§23-127 Duties. The Interlocal Carpenter shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or Superintendent of the Department of Public Works.

§23-128 Compensation. The salary of the Interlocal Carpenter shall be as set forth in the annual Salary Ordinance.

Subsection 13.

Interlocal Plumber

§23-129 Creation. There is hereby created the position of Interlocal Plumber.

§23-130 Appointment, Term of Office. The Mayor and Council shall appoint the Interlocal Plumber. The term of office shall be at the pleasure of the Mayor and Council.

§23-131 Duties. The Interlocal Plumber shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or Superintendent of the Department of Public Works.

§23-132 Compensation. The salary of Interlocal Plumber shall be as set forth in the annual Salary Ordinance.

Subsection 14.

Laborer/Driver

§23-133 Creation. There is hereby created the position of Laborer/Driver.

§23-134 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Laborer/Drivers as deemed necessary. The Laborer/Drivers' term of office shall be at the pleasure of the Mayor and Council.

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§23-135 Duties. The Laborer/Driver shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Laborer/Driver is assigned.

§23-136 Compensation. The salary of Laborer/Drivers shall be as set forth in the annual Salary Ordinance.

Subsection 15.

Maintenance Worker

§23-137 Creation. There is hereby created the position of Maintenance Worker.

§23-138 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Maintenance Workers as deemed necessary. The Maintenance Workers' term of office shall be at the pleasure of the Mayor and Council.

§23-139 Duties. The Maintenance Workers shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent and/or any other appropriate supervisor to which the Maintenance Worker is assigned.

§23-140 Compensation. The salary of Maintenance Worker shall be as set forth in the annual Salary Ordinance.

Subsection 16.

Mechanic

§23-141 Creation. There is hereby created the position of Mechanic.

§23-142 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Mechanics as deemed necessary. The Mechanics' term of office shall be at the pleasure of the Mayor and Council.

§23-143 Duties. The Mechanics shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Mechanic is assigned.

§23-144 Compensation. The salary of Mechanic shall be as set forth in the annual Salary Ordinance.

Subsection 17.

Assistant Mechanic

§23-145 Creation. There is hereby created the position of Assistant Mechanic.

§23-146 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Assistant Mechanics as deemed necessary. The Assistant Mechanics' term of office shall be at the pleasure of the Mayor and Council.

§23-147 Duties. The Assistant Mechanic shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Assistant Mechanic is assigned.

§23-148 Compensation. The salary of Assistant Mechanics shall be as set forth in the annual Salary Ordinance.

Subsection 18.

Animal Control Officer

§23-149 Creation. There is hereby created the position of Animal Control Officer.

§23-150 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Animal Control Officers as deemed necessary. The Animal Control Officers' term of office shall be at the pleasure of the Mayor and Council.

§23-151 Duties. The Animal Control Officers shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator,
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Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Animal Control Officer is assigned.

§23-152 Compensation. The salary of Animal Control Officers shall be as set forth in the annual Salary Ordinance.

Subsection 19.

Bus Driver

§23-153 Creation. There is hereby created the position of Bus Driver.

§23-154 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Bus Drivers as deemed necessary. The Bus Drivers' term of office shall be at the pleasure of the Mayor and Council.

§23-155 Duties. The Bus Driver shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Bus Driver is assigned.

§23-156 Compensation. The salary of Bus Driver shall be as set forth in the annual Salary Ordinance.

Subsection 20.

Court Attendant

§23-157 Creation. There is hereby created the position of Court Attendant.

§23-158 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Court Attendants as deemed necessary. The Court Attendants' term of office shall be at the pleasure of the Mayor and Council.

§23-159 Duties. The Court Attendant shall generally assist the Municipal Judge during sessions of the Municipal Court and shall perform such other duties as the Municipal Judge shall assign from time to time.

§23-160 Compensation. The salary of Court Attendant shall be as set forth in the annual Salary Ordinance or paid by voucher.

Subsection 21.

Housekeeper

§23-161 Creation. There is hereby created the position of House Keeper.

§23-162 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many House Keepers as deemed necessary. The House Keepers' term of office shall be at the pleasure of the Mayor and Council.

§23-163 Duties. The House Keeper shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the House Keeper is assigned.

§23-164 Compensation. The salary of House Keeper shall be as set forth in the annual Salary Ordinance.

Subsection 22.

Medical Escort

§23-165 Creation. There is hereby created the position of Medical Escort.

§23-166 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Medical Escorts as deemed necessary. The Medical Escorts' term of office shall be at the pleasure of the Mayor and Council.

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§23-167 Duties. The Medical Escort shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Director of Social Services and Public Welfare, Superintendent/Assistant Superintendent and/or any other appropriate supervisor to which the Medical Escort is assigned.

§23-168 Compensation. The salary of Medical Escort shall be as set forth in the annual Salary Ordinance.

Subsection 23.

Motor Pool Coordinator

§23-169 Creation. There is hereby created the position of Motor Pool Coordinator.

§23-170 Appointment, Term of Office. The Mayor and Council shall appoint the Motor Pool Coordinator. The Motor Pool Coordinator's term of office shall be at the pleasure of the Mayor and Council.

§23-171 Duties. The Motor Pool Coordinator shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or Superintendent/Assistant Superintendent, Chief of Police, and/or any other appropriate supervisor to which the Motor Pool Coordinator is assigned.

§23-172 Compensation. The salary of Motor Pool Coordinator shall be as set forth in the annual Salary Ordinance.

Subsection 24.

Fire Sub Code Official

§23-173 Creation. There is hereby created the position of Fire Sub Code Official.

§23-174 Appointment, Term of Office. The Fire Sub Code Official shall be appointed by the Mayor and Council. The term of office shall be for one (1) year.

§23-175 Duties. The Fire Sub Code Official shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or the Construction Code Official.

§23-176 Compensation. The salary of the Fire Sub Code Official shall be as set forth in the annual Salary Ordinance.

Subsection 25.

Electrical Sub Code Official

§23-177 Creation. There is hereby created the position of Electrical Sub Code Official.

§23-178 Appointment, Term of Office. The Electrical Sub Code Official shall be appointed by the Mayor and Council. The term of office shall be for one (1) year.

§23-179 Duties. The Electrical Sub Code Official shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or the Construction Code Official.

§23-180 Compensation. The salary of the Electrical Sub Code Official shall be as set forth in the annual Salary Ordinance.

Subsection 26.

Environmental Coordinator

§23-181 Creation. There is hereby created the position of Environmental Coordinator.

§23-182 Appointment, Term of Office. The Environmental Coordinator shall be appointed by the Mayor and Council. The term of office shall be at the pleasure of the Mayor and Council.

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§23-183 Duties. The Environmental Coordinator shall perform such duties as are assigned from time to time by the Mayor and Council, and/or the Town Administrator.

§23-184 Compensation. The salary of the Environmental Coordinator shall be as set forth in the annual Salary Ordinance.

Subsection 27.

Front Desk Manager

§23-185 Creation. There is hereby created the position of Front Desk Manager.

§23-186 Appointment, Term of Office. The Front Desk Manager shall be appointed by the Mayor and Council. The term of office shall be at the pleasure of the Mayor and Council.

§23-187 Duties. The Front Desk Manager shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or the Superintendent of Recreation.

§23-188 Compensation. The salary of the Front Desk Manager shall be as set forth in the annual Salary Ordinance.

Subsection 28.

Police Dispatcher

§23-189 Creation. There is hereby created the position of Police Dispatcher.

§23-190 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Police Dispatchers as deemed necessary. The Police Dispatchers' term of office shall be at the pleasure of the Mayor and Council.

§23-191 Duties. Police Dispatchers shall perform such duties and functions as are assigned by the Mayor and Council, the Town Administrator and/or the Chief of Police or designee.

§23-192 Compensation. The salary of Police Dispatcher shall be as set forth in the annual Salary Ordinance.

Subsection 29.

Engineer

§23-193 Creation. There shall be created the position of Engineer.

§23-194 Appointment, Term of Office. The Engineer shall be appointed by the Mayor and Council. The term of office shall be at the pleasure of the Mayor and Council.

§23-195 Qualifications. The Engineer shall be a duly qualified licensed engineer authorized by the laws of this state to practice his profession in the State of New Jersey.

§23-196 Duties. The engineer shall perform and supervise town engineering work whenever such engineering services are requested by the Mayor and Council, the Town Engineer, and/or the Town Administrator. The engineer shall review such files and give recommendations as required by the Secaucus Board of Adjustment and the Secaucus Planning. The Engineer shall, at the request of the appropriate superior, attend meetings of said body, and of any agency, body or board of the Town of Secaucus, give general engineering advice and represent the Town generally in technical matters that may require the services of an engineer.

§23-197 Compensation. The salary of the Engineer shall be set forth in the annual Salary Ordinance.

Subsection 30.

Leadman

§23-198 Creation. There is hereby created the position of Leadman.

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§23-199 Appointment, Term of Office. The Mayor and Council shall appoint the Leadman. The Leadman's term of office shall be at the pleasure of the Mayor and Council.

§23-200 Duties. The Leadman shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent of the Department of Public Works or any other appropriate superior.

§23-201 Compensation. The salary of the Leadman shall be as set forth in the annual Salary Ordinance.

Subsection 31.

HVAC Mechanic

§23-202 Creation. There is hereby created the position of HVAC Mechanic.

§23-203 Appointment, Term of Office. The Mayor and Council shall appoint the HVAC Mechanic. The HVAC Mechanic's term of office shall be at the pleasure of the Mayor and Council.

§23-204 Duties. The HVAC Mechanic shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or Superintendent of Public Works.

§23-205 Compensation. The salary of the HVAC Mechanic shall be as set forth in the annual Salary Ordinance.

Subsection 32.

Payroll Supervisor

§23-206 Creation. There is hereby created the position of Payroll Supervisor.

§23-207 Appointment, Term of Office. The Mayor and Council shall appoint the Payroll Supervisor. The Payroll supervisor's term of office shall be at the pleasure of the Mayor and Council.

§23-208 Duties. The Payroll Supervisor shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, and/or Chief Financial Officer.

§23-209 Compensation. The salary of the Payroll Supervisor shall be as set forth in the annual Salary Ordinance.

Subsection 33.

Animal Warden

§23-210 Creation. There is hereby created the position of Animal Warden.

§23-211 Appointment, Term of Office. The Mayor and Council shall appoint the Animal Warden. The Animal Warden's term of office shall be at the pleasure of the Mayor and Council.

§23-212 Duties. The Animal Warden shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent of the Department of Public Works, and/or any other appropriate supervisor to which the Animal Warden is assigned.

§23-213 Compensation. The salary of the Animal Warden shall be as set forth in the annual Salary Ordinance.

Subsection 34.

Coalition Coordinator

§23-214 Creation. There is hereby created the position of Coalition Coordinator.

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§23-215 Appointment, Term of Office. The Mayor and Council shall appoint the Coalition Coordinator. The Coalition Coordinator's term of office shall be at the pleasure of the Mayor and Council.

§23-216 Duties. The Coalition Coordinator shall perform such duties as are assigned from time to time by the Mayor and Council and or the Town Administrator.

§23-217 Compensation. The salary of the Coalition Coordinator shall be as set forth in the annual Salary Ordinance.

Subsection 35.

Principal Technical Supervisor

§23-218 Creation. There is hereby created the position of Principal Technical Supervisor.

§23-219 Appointment, Term of Office. The Mayor and Council shall appoint the Principal Technical Supervisor. The Principal Technical Supervisor's term of office shall be at the pleasure of the Mayor and Council.

§23-220 Duties. The Principal Technical Supervisor shall perform such duties as are assigned from time to time by the Mayor and Council, the Town Administrator, the Construction Code Official, and/or any other appropriate supervisor to which the Principal Technical Supervisor is assigned.

§23-221 Compensation. The salary of the Principal Technical Supervisor shall be as set forth in the annual Salary Ordinance.

Subsection 36.

Assistant Superintendent, Public Works

§23-222 Creation. There is hereby created the position of Assistant Superintendent, Public Works.

§23-223 Appointment, Term of Office. The Mayor and Council shall appoint, from time to time, as many Assistant Superintendents as deemed necessary. The Assistant Superintendents' term of office shall be at the pleasure of the Mayor and Council.

§23-224 Duties. The Assistant Superintendents shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent, and/or any other appropriate supervisor to which the Foreperson is assigned.

§23-225 Compensation. The Assistant Superintendents' salaries shall be as set forth in the annual Salary Ordinance.

Subsection 37

Director of Recreation

§23-226 Creation. There is hereby created the position of Director of Recreation.

§23-227 Appointment, Term of Office. The Mayor and Council shall appoint the Director of Recreation. The Director of Recreation's term of office shall be at the pleasure of the Mayor and Council.

§23-228 Duties. The Director of Recreation shall perform such duties as are assigned from time to time by the Mayor and Council, Town Administrator, Superintendent/Assistant Superintendent, and/or any other appropriate supervisor to which the Director of Recreation is assigned.

§23-229 Compensation. The salary of the Director of Recreation shall be as set forth in the annual Salary Ordinance.

Subsection 38

Judge, Municipal Court

§23-230 Creation, Appointment, Term of Office.

Pursuant to the provisions of N.J.S.A. 2B:12-1 et seq., there is hereby created the position of Judge, Municipal Court. The Judge of the Municipal Court shall be appointed to a three (3) year term of office by the Mayor and Council.

§23-231 Duties.

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In addition to the statutory duties, the Judge of the Municipal Court shall be the head of the Municipal Court and oversee the daily operations of the Court.

§23-232 Compensation.

The salary of the Judge shall be as set forth in the annual Salary Ordinance.

Article III

Legal counsel and indemnification for officials, employees and appointees

A. Except as hereinafter provided, the Town of Secaucus, hereinafter known as the "town" shall, upon request of any present or former official, employee or appointee of the town provide for indemnification and legal defense of any civil action brought against said person or persons arising from an act or omission falling within the scope of their public duties.

B. Pursuant to N.J.S.A. 59:10-4, the indemnification and defense provided for in this Article shall include exemplary or punitive damages resulting from the employee's civil violation of state or federal law it, in the opinion of the Mayor and Council the acts committed upon which the damages are based did not constitute actual fraud, actual malice, willful misconduct or an intentional wrong.

C. The terms of this Article and the definition of official, employee and appointees are to be construed liberally in order to effectuate the purposes of this article except that these terms shall not mean a) any person who is not a natural person; b) any person while providing goods or services of any kind under any contract with the town except an employment contract; c) any person while providing legal or engineering services for compensation unless said person is a full-time employee of the town; and d) any person who as a condition of his or her contract is required to indemnify and defend the town and/or secure insurance.

2. This Chapter of the Code of the Town of Secaucus should be read in Conjunction with other relevant Chapters of the Code; and when applicable, with appropriate Collective Bargaining Agreements. When other Ordinances and parts of Ordinances are inconsistent herewith this Chapter is controlling.

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.

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

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali
NAYS: None
ABSENT: Dehnert, Gonnelli

Motion carried.

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

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali
NAYS: None
ABSENT: Dehnert, Gonnelli

Motion carried.

CONSENT AGENDA

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.

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RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SECAUCUS, IN THE COUNTY OF HUDSON, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE TOWN OF SECAUCUS AND AUTHORIZING THE MAYOR, TOWN CLERK, CHIEF FINANCIAL OFFICER AND OTHER TOWN OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE.

WHEREAS, the Town of Secaucus, in the County of Hudson, New Jersey (the "Town") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Town to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Town intends to issue a \$3,777,769 Bond Anticipation Note dated March 6, 2018 and payable May 1, 2018 (the "Note");

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 Town Council hereby covenants on behalf of the Town, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on the Note be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Town Clerk, Chief Financial Officer and the other officials of the Town are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. This resolution shall take effect immediately upon its adoption.

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

Ayes:

Nays:

[SEAL]

ATTEST: _____
Town Clerk

The following resolution was read:

No. 2018-81

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR MATERA GARDEN AND NURSERY CENTER

WHEREAS, the Town of Secaucus, Department of Public Works, has a need to acquire various nursery and garden supplies, as well as power equipment and parts for the proper maintenance of such as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Matera Garden and Nursery Center has completed and submitted a Business Entity Disclosure Certification which certifies that Matera Garden and Nursery Center has not made any reportable contributions to a political or candidate committee in the Town of Secaucus in the previous year and that the contract will prohibit Matera Garden and Nursery Center from making any reportable contributions through the term of the contract, in compliance with necessary regulations and measures of the State of New Jersey under N.J.S.A. 19:44A-20.27.

WHEREAS, the Purchasing Agent has certified in writing that the value of the acquisition of said goods and services will not exceed an annual amount of Eighty
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Thousand Dollars (\$80,000.00); and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, the Town of Secaucus wishes to utilize the Alternate Process, also known as a Non-Fair and Open Contract, to acquire nursery and garden supplies and all ancillary equipment related to such, from Matera Garden and Nursery Center located in Ridgefield, New Jersey; and

WHEREAS, the Finance Director certifies the available funds for the contract under line item 01-2010-00-31502-036.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, awards the contract between the Town of Secaucus and Matera Garden and Nursery Center for nursery and garden goods and

services as described herein for an annual amount not to exceed Eighty Thousand Dollars (\$80,000.00); and

BE IT FURTHER RESOLVED that Matera Garden and Nursery Center shall provide the Business Entity Disclosure Certification and any and all updated compliance information requested by the Town of Secaucus' Office of Purchasing; and

BE IT FURTHER RESOLVED that the Mayor and/or the Town Administrator and/or the Purchasing Agent are 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. 2018-82

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND
OPEN CONTRACT FOR RAPID FIRE & SECURITY SYSTEMS, INC.

WHEREAS, the Town of Secaucus plans to utilize 20 Centre Avenue, an existing structure owned by the Town, for office space for various Town Departments; and

WHEREAS, the Town of Secaucus, Department of Public Works, has a need to acquire parts, installation, labor and programming needed to install a dual line dialer for central station monitoring, ten (10) wireless smoke detectors, program and testing at 20 Centre Avenue as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Rapid Fire & Security Systems, Inc., 28 Church Street, Keansburg, New Jersey 07734, has completed and submitted a Business Entity Disclosure Certification which certifies that Rapid Fire & Security Systems, Inc. has not made any reportable contributions to a political or candidate committee in the Town of Secaucus in the previous year and that the contract will prohibit Rapid Fire & Security Systems, Inc. from making any reportable contributions through the term of the contract, in compliance with necessary regulations and measures of the State of New Jersey under N.J.S.A. 19:44A-20.27; and

WHEREAS, the Purchasing Agent has certified in writing that the value of the acquisition of said goods and services will not exceed the amount of Three Thousand Four Hundred and Eighty-five Dollars (\$3,485.00); and

WHEREAS, the Town of Secaucus wishes to utilize the Alternate Process, also known as a Non-Fair and Open Contract, to acquire parts, installation, labor and programming needed to install a dual line dialer for central station monitoring, ten (10) wireless smoke detectors, program and testing from Rapid Fire & Security Systems, Inc. located in Keansburg, New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, award the contract to Rapid Fire & Security Systems, Inc. for parts, installation, labor and programming needed to install a dual line dialer for central station monitoring as described herein, for an amount not to exceed Three Thousand Four Hundred and Eighty-five Dollars (\$3,485.00); and

BE IT FURTHER RESOLVED that the Finance Director certifies the available funds for the contract under line item 01-2101; and

BE IT FURTHER RESOLVED that Rapid Fire & Security Systems, Inc. shall provide the Business Entity Disclosure Certification and any and all updated compliance information requested by the Town of Secaucus' Office of Purchasing; and

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

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The following resolution was read:

No. 2018-83

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
AUTHORIZING A CONTRACT WITH F&G MECHANICAL FOR SPLIT AC SYSTEM AT 20 CENTRE AVENUE

WHEREAS, the Town of Secaucus plans to utilize 20 Centre Avenue, an existing structure owned by the Town, for office space for various Town Departments; and

WHEREAS, the Buildings and Grounds Department has recommended the installation of a ductless split system for air and temperature control for two rooms as part of the preparation of the building for continued use as office space; and

WHEREAS, the Town has received quotes from three (3) mechanical contractors: F&G Mechanical Corporation, Pennetta Industrial Automation, LLC and Pow R Save for the work to be completed; and

WHEREAS, the Town of Secaucus received quotations Nos. 286 and 288 dated February 21, 2018 for the two systems from F&G Mechanical Corporation, 348 New County Road, Secaucus, New Jersey 07094, in the amounts of Five Thousand Two Hundred and Seventy-six Dollars (\$5,276.00) and Nine Thousand One Hundred Dollars (\$9,100.00) respectively for the combined project, which includes the provision, installation and testing of two ductless split systems and was the combined lowest bid for such; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, that a contract be awarded to F&G Mechanical Corporation for the amount of Fourteen Thousand Three Hundred and Seventy-Six Dollars (\$14,376.00) for the length of the project as set forth in the attached quotations Nos. 286 and 288 for provision, installation and testing of two ductless split systems for the structure at 20 Centre Avenue; and

BE IT FURTHER RESOLVED that the project description, quote and Resolution shall constitute the requisite contract in this matter and be kept on file with the Town Clerk; and

BE IT FURTHER RESOLVED that F&G Mechanical Corporation shall provide any and all compliance information requested by the Town of Secaucus' Office of Purchasing, which may include but is not limited to, proof of insurance coverage; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available under line item 01-2101; and

BE IT FURTHER RESOLVED that the Mayor and/or the Town Administrator or their designee are 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. 2018-84

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE PURCHASE OF A MALE
STATUE SITTING ON A PARK BENCH

WHEREAS, the Town of Secaucus has an interest in commissioning an artist to create a bronze cast statue of a male statue sitting on a park bench for a public location within the Town; and

WHEREAS, said statute would be crafted by Brodin Studios, Inc. of 70127 330th Street, Kimball, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Town Council that the Mayor and/or Town Administrator is hereby authorized to sign an agreement for the purchase of a bronze cast artwork depicting a male statue sitting on a park bench as set forth in the quote and agreement provided by Brodin Studios, Inc. of Kimball, Minnesota dated February 23, 2018, for an amount not to exceed Forty Thousand Dollars (\$40,000.00); and

BE IT FURTHER RESOLVED, this agreement/contract is authorized pursuant to the authority set forth in N.J.S.A. 40A:11-5(k) of the Local Public Contracts Law, providing that the acquisition of items of unique intrinsic or artistic character are exempt from public bidding; and

BE IT FURTHER RESOLVED, that Brodin Studios, Inc. shall provide any and all compliance information requested by the Town of Secaucus Office of Purchasing; 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; and

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BE IT FURTHER RESOLVED, the Finance Director certifies that funds are available for these services under line item for appropriation reserves for Buildings and Grounds.

Financial officers
Certification attached.

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
AUTHORIZING A CONTRACT WITH EAST RUTHERFORD ROOFING
FOR ROOFING WORK AT 20 CENTRE AVENUE

WHEREAS, the Town of Secaucus plans to utilize 20 Centre Avenue, an existing structure owned by the Town, for office space for various Town Departments; and

WHEREAS, the Buildings and Grounds Department has recommended replacing the roof, and undertaking repair and/or replacement of the soffits, fascia, gutters and leaders as part of the preparation of the building for continued use as office space; and

WHEREAS, the Town's Project Manager received quotes from four (4) roofing contractors for the work to be completed; and

WHEREAS, the Town of Secaucus received quotations dated January 12, 2018 and February 23, 2018 for the roof and ancillary work from East Rutherford Roofing, 541 Lincoln Street, Carlstadt, New Jersey 07072, in the amounts of Fourteen Thousand Nine Hundred Dollars (\$14,900.00) and Six Thousand Eight Hundred Dollars (\$6,800.00) respectively for all of the project elements.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, that a contract be awarded to East Rutherford Roofing for the amount of Twenty-one Thousand Seven Hundred Dollars (\$21,700.00) for the length of the project as set forth in the attached quotations dated January 12, 2018 and February 23, 2018 for re-doing the roof and repair and/or replacement of the soffits, fascia, gutters and leaders for the structure at 20 Centre Avenue; and

BE IT FURTHER RESOLVED that the project description, quote and Resolution shall constitute the requisite contract in this matter and be kept on file with the Town Clerk; and

BE IT FURTHER RESOLVED that East Rutherford Roofing shall provide any and all compliance information requested by the Town of Secaucus' Office of Purchasing, which may include but is not limited to, proof of insurance coverage; and

BE IT FURTHER RESOLVED that the Chief Financial Officer has certified that funds are available under line item 01-2101; and

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

Finance officers
Certification attached.

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, and State of New Jersey, pursuant to the recommendation of the Michael Pero, Superintendent of Recreation that the below person is hereby appointed to the replacement position of part time Instructor at the Recreation Center (#85000) effective March 14, 2018, as follows:

- Alina Monaghan \$40.00/ Hour

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus,
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County of Hudson, and State of New Jersey, pursuant to the recommendation of Nicholas Goldsack, CFO that the below person is hereby appointed to replace a full time Administrative Clerk position in the Treasurer / Finance Department (#13000) effective as of March 14, 2018, as follows:

- Nancy Smentkowski \$35,000.00/ annum

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, and State of New Jersey, pursuant to the recommendation of Chris Conte, Animal Shelter Manager, that the below person is hereby appointed to the part time Animal Control Officer position in Department (#5000) effective March 14, 2018 as follows:

- Michelle DiDomenico \$12.00 / Hour

The following resolution was read: No. 2018-89

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, and State of New Jersey, pursuant to the recommendation of Chris Conte, Animal Shelter Manager, that the below person is hereby appointed to the part time worker position in Department (#5000) effective March 14, 2018 as follows:

- Ysabelle Calara \$10.00 / Hour

The following resolution was read: No. 2018-90

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, and State of New Jersey, pursuant to the recommendation of the Michael Pero, Superintendent of Recreation that the below person is hereby transferred / lateral to Administrative Clerk at the Recreation Center (#85000) effective April 2, 2018, as follows:

- Beverly McLaughlin

The following resolution was read: No. 2018-91

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
AUTHORIZING REPLACEMENT OF THE SERESCO UNIT
COMPRESSOR FOR THE INDOOR POOL AT THE
SECAUCUS RECREATION CENTER

WHEREAS, the Town of Secaucus operates an indoor pool at the Secaucus Recreation Center for Town residents; and

WHEREAS, the Town needs to undertake an improvement to replace the defective compressor for the Seresco Unit compressor for the indoor pool at the Secaucus Recreation Center located at 1200 Koelle Boulevard and the Town has received quotes from three (3) mechanical service contractors; and

WHEREAS, while the quotes were obtained, the need for the service of the compressor was deemed necessary and repair authorized after review by the Town Administrator and the Office of Purchasing due to the year round use of the indoor pool; and

WHEREAS, the Town of Secaucus received a quote from SH Technical Services, Inc., 3 Fernwood Avenue, Edison, New Jersey 08818, Quote # SH1735-Rev1 in the amount of Fourteen Thousand Eight Hundred Fifty Dollars (\$14,850.00) for the specified project; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, that the issuance of an award
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contract with SH Technical Services, Inc., for an amount not to exceed Fourteen Thousand Eight Hundred Fifty Dollars (\$14,850.00) for the project as set forth in the attached Quote # SH1735-Rev1 for the repair, furnishing of parts and labor for the replacement of the Seresco Unit compressor for the indoor pool at the Secaucus Recreation Center located at 1200 Koelle Boulevard and is hereby ratified; and

BE IT FURTHER RESOLVED that the project description, quote and Resolution shall constitute the requisite contract in this matter and be kept on file with the Town Clerk; and

BE IT FURTHER RESOLVED that SH Technical Services, Inc., shall provide any and all compliance information requested by the Town of Secaucus' Office of Purchasing, which may include but is not limited to, proof of insurance coverage; and

BE IT FURTHER RESOLVED that the Finance Director certifies that funds are available for these services in the 2018 Municipal Budget; and

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

Per financial officer: the funds will be available in the capital budget.

Councilman Clancy moved to approve the foregoing resolutions on the Consent Agenda, seconded by Councilwoman Tringali.

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali

NAYS: None

ABSENT: Dehnert, Gonnelli

Motion carried.

COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

Request by New Jersey Soccer Assoc. to use Kane Stadium on March 18, 2018 and various dates in April for soccer games.

Request by PrimeTime Early Learning Center to use the Swim Center on various dates in the summer for their summer camp.

Councilman Costantino moved to approve the foregoing request, seconded by Councilwoman Tringali.

AYES: Costantino, McKeever, Clancy, Gerbasio, Tringali

NAYS: None

ABSENT: Dehnert, Gonnelli

Motion carried.

COMMITTEE REPORTS

Councilman Gerbasio announced that the Police Department is seeking qualified candidates. He also spoke about the incident at the High School. He also noted that the police presence in the school aided in the quick response of the police. He also spoke about an upcoming event which entails a walk out by students. He announced that there will be additional police presence.

Councilman Clancy spoke about an upcoming Fire Prevention event and invited all residents in the First and Third wards to attend.

Councilwoman Tringali spoke about the needs of the Food Pantry. She Also spoke about a Fund raiser and other community events.

Councilman McKeever spoke about the St Patrick's luncheon. He also added information on other events for seniors.

UNFINISHED BUSINESS

Councilman Gerbasio stated that the street cleaning program will resume on March 19, 2018.

Councilman Costantino spoke about an upcoming Job Fair. He added information on the upcoming Yankee games available for senior citizens.

Councilman Clancy spoke about the Town wide Garage sale in April. He added comments about snow emergency streets. He also spoke about getting cars off the streets for the DPW to plow during snow storms.

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NEW BUSINESS

Councilman Costantino talked about the Cheerleading team that won the National Championship this past weekend.

Councilman McKeever spoke about income tax information for veterans. He also spoke about the new law stating that if you are disabled vet or a Purple Heart recipient, you are exempt from meter fees. He stated that they are working on getting parking spots at Walmart and Sam's for these veterans.

REMARKS OF CITIZENS

Tom Troyer
Andrew Conti

Councilman Dehnert moved to adjourn the meeting at 7:36 pm, seconded by Councilman Costantino.

AYES: Costantino, McKeever, Clancy, Dehnert, Gerbasio, Tringali, Gonnelli

NAYS: None

ABSENT: None

Motion carried.

Michael Marra, Town Clerk