

May 27, 2020

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 27th day of May 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 26, 2019.

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
Robert Costantino
William McKeever
James Clancy
Mark Dehnert
John Gerbasio
Orietta Tringali

All members are telecommunicating.

PUBLIC HEARING ON THE 2020 MUNICIPAL BUDGET FOR THE TOWN OF SECAUCUS

There were no comments from the public regarding the 2020 Budget.

Councilman Costantino moved to close the public hearing on the 2020 Municipal Budget for the Town of Secaucus, seconded by Councilman Dehnert.

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

ORDINANCE FOR PUBLIC HEARING

The following ordinance was read for public hearing: No.2020-7

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "POLICE DEPARTMENT" TO CREATE THE POSITION OF SPECIAL LAW ENFORCEMENT OFFICER WITHIN THE SECAUCUS POLICE DEPARTMENT

WHEREAS, the safety of students in the Secaucus School Buildings during school hours is of utmost importance and the Secaucus Police Department has been working in conjunction with the Secaucus Board of Education to ensure that security is in place in designated locations during the school day; and

WHEREAS, the Mayor and Council, upon advice of the Police Committee and the Secaucus Police Department, have determined that changes to the Ordinance entitled "Police Department" shall be made to create Class Three Special Law Enforcement Officers to assist the Secaucus Police Department with the ongoing school security duties in the interest of safety.

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

1.

Chapter 28 entitled "Police Department," "Article VI Special Law Enforcement Officers" of the Code of the Town of Secaucus be, and is hereby repealed and replaced in its entirety as follows: (additions are indicated in bold, deletions indicated by ~~striketroughs~~):

May 27, 2020

ARTICLE VI Special Law Enforcement Officers
[Added 12-9-86 by Ord. No. 86-32]

~~§ 28-28. Creation.~~

~~There is hereby created a category of employee within Police Department to be known as Special Law Enforcement Officer. These employees shall not be members of the police force of the Town of Secaucus.~~

~~§ 28-29. Category and number.~~

~~There shall be not more than ten (10) Class One Special Law Enforcement Officers as may be appointed from time to time by the Mayor and Council in accordance with this Article.~~

~~§ 28-30. Duties.~~

~~Officers of this class shall be authorized to perform routine traffic detail, spectator control and similar duties. Class One officers shall have the power to issue summonses for violations of municipal ordinances and violations of Title 39 of the Revised Statutes. The use of a firearm by an officer of this class shall be strictly prohibited and no Class One officer shall be assigned any duties which may require the carrying or use of a firearm.~~

~~§ 28-31. Qualifications.~~

~~No person may be appointed as a Special Law Enforcement Officer unless the person:~~

- ~~A. Is a person on the patrolman's eligibility list. When that list expires, that Town will advertise for Special Law Enforcement Officers as needed. [Amended 2-11-98 by Ord. No. 98-2]~~
- ~~B. Is able to read, write and speak the English language well and intelligently and has a high school diploma or its equivalent.~~
- ~~C. Is sound in body and of good health.~~
- ~~D. Is of good moral character.~~
- ~~E. Has not been convicted of any offense involving dishonesty or which would make such officer unfit to perform the duties of this office.~~
- ~~F. Has successfully undergone the same psychological testing and medical examination that is required of all full-time police officers in the municipality.~~

~~§ 28-32. Appointment.~~

~~Special Law Enforcement Officers shall be appointed for a term of four (4) months.~~

~~§ 28-33. Training.~~

~~No person may commence duty as a Special Law Enforcement Officer unless the applicant has completed an appropriate training program pursuant to N.J.S.A. 40A:14-146-11.~~

~~§ 28-34. Uniforms.~~

~~All Special Law Enforcement Officers shall purchase prior to commencement of duty an appropriate uniform, together with such special equipment as may be specified for their position pursuant to the Rules and Regulations of the Police Department, and shall have the obligation of maintaining said uniform as may from time to time be required.~~

~~Upon successful completion of three (3) consecutive four (4) month terms the cost of the uniforms shall be reimbursed by the town.~~

May 27, 2020

ARTICLE VI Special Law Enforcement Officers

§ 28-28. Creation.

There is hereby created a category of employee within the Secaucus Police Department to be known as Class Three Special Law Enforcement Officer. A Class Three Special Law Enforcement Officer can be employed only to assist the Secaucus Police Department with school security duties and shall not supplant full-time law enforcement officers employed pursuant to the provisions of N.J.S.A. 18A:17-43. These Class Three Special Law Enforcement Officers shall not be members of the regular police force of the Town of Secaucus and their powers and duties shall cease at the expiration of the term for which they were appointed in accordance with N.J.S.A. 40A:14-146 et. seq. Based on this appointment, Class Three Special Law Enforcement Officers shall not be eligible for health care benefits or enrolled in any State-administered retirement system.

§ 28-29. Category and number.

There shall be not more than four (4) Class Three Special Law Enforcement Officers as appointed by the Mayor and Council in accordance with this Article.

§ 28-30. Duties.

Officers of this class shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer while providing security at a public school during hours when the public school is normally in session or when it is occupied by students or its teachers. While on duty in the Town of Secaucus, a Class Three Special Law Enforcement Officer may respond to offenses or emergencies off of school grounds if they occur in the officer's presence while traveling to a school facility, but a Class Three Special Law Enforcement Officer shall not otherwise be dispatched or dedicated to any assignment off of school property.

The use of a firearm by a Class Three Special Law Enforcement Officer shall be authorized pursuant to the provisions of N.J.S.A. 40A:14-146.14. A Class Three Special Law Enforcement Officer shall not be authorized to carry a handgun while off-duty unless the officer complies with the requirements set forth in subsection 1. of N.J.S.A. 2C:39-6 authorizing a retired law enforcement officer to carry a handgun.

A Class Three Special Law Enforcement Officer has no restriction on the number of hours that they can work, in accordance with N.J.S.A. 40A:14-146.16. A Class Three Special Law Enforcement Officer shall not be assigned to an extra-curricular or after-school function at a school facility, unless the assignment has first been made available to full-time members employed by the Secaucus Police Department.

§ 28-31. Qualifications.

No person may be appointed as a Class Three Special Law Enforcement Officer unless the person:

- A. Is a retired law enforcement officer who has previously served as a duly qualified, fully-trained, full-time officer in any law enforcement position eligible for participation in the Police and Firemen's Retirement System or in any federal or bi-state law enforcement agency or as a member of the State Police, within three (3) years of appointment and must be living in New Jersey at the time of and for the duration of appointment; and
- B. Is retired from that agency in good standing, as evidenced by a letter of good standing issued by the chief executive officer of the agency from which the officer retired, listing the date and type of retirement. For the purposes of this subsection, "good standing" shall exclude a retirement resulting from injury or incapacity; and
- C. Possesses a New Jersey Police Training Commission Basic Police Officer Certification, New Jersey State Police Academy Certification, or other proof of basic police training approved by the Police Training Commission; and

May 27, 2020

- D. Is able to read, write and speak the English language well and intelligently and has a high school diploma or its equivalent; and
- E. Is sound in body and of good health. Must pass medical and psychological examinations and drug screening tests as a condition of employment and continued employment; and
- F. Is less than 65 years of age at the time of appointment; and
- G. Is of good moral character; has not been convicted of any offense involving dishonesty or which would make such officer unfit to perform the duties of this office, which will be verified by an updated criminal background investigation; and
- H. Meets any other requirements contained in N.J.S.A. 40A:14-146.10 and subsequent amendments.

§ 28-32. Appointment.

Class Three Special Law Enforcement Officers shall be appointed annually for one (1) school year term of the Secaucus School District. The Mayor and Council are not required to reappoint upon expiration of the term.

§ 28-33. Training.

No person may commence duty as a Class Three Special Law Enforcement Officer unless they receive a waiver of training from the New Jersey Police Training Commission. The person shall possess a New Jersey Police Training Commission Basic Police Officer Certification, New Jersey State Police Academy Certification, or other proof of basic police training approved by the Police Training Commission and must complete the training course for safe schools resource officers within twelve (12) months of their appointment.

§ 28-34. Uniforms.

All Class Three Special Law Enforcement Officers shall be issued, prior to commencement of duty, an appropriate uniform, together with such special equipment as may be specified for their position pursuant to the policies of the Secaucus Police Department. Class Three Special Law Enforcement Officers shall have the obligation of maintaining said uniform and equipment.

- 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 28 of the Code of the Town of Secaucus shall remain in full force and effect.

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

May 27, 2020

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

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 Councilman Costantino.

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

Motion carried

The following ordinance was read for public hearing:

No.2020-8

CALENDAR YEAR 2020 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Town Council of the Town of Secaucus, in the County of Hudson, finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Town Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$468,443.82 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Town Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Secaucus, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Town of Secaucus shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,639,553.37, and that the CY 2020 municipal budget for the Town of Secaucus be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two

succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

May 27, 2020

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

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

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

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

The following ordinance was read for public hearing: No.2020-9

Ch. 70 DUMPSTERS/CONSTRUCTION CONTAINERS AND PORTABLE STORAGE CONTAINERS

- § 70-1. Definitions.
- § 70-2. Permit required.
- § 70-3. Issuance of permits; display; revocation; duration.
- § 70-4. Fees.
- § 70-5. Use and maintenance regulations for dumpsters/construction containers.
- § 70-5A. Use and maintenance regulations for portable storage containers.
- § 70-6. Applicability.
- § 70-7. Violations and penalties.
- § 70-8. Unpaid rental fee to become lien.

[HISTORY: Adopted by the Mayor and Council of the Town of Secaucus 11-23-82 as Ord. No. 82-36. Readopted in entirety 11-25-14 by Ord. No. 2014-34. Subsequent amendments noted where applicable.]

§ 70-1. Definitions.
[Amended 11-25-14 by Ord. No. 2014-34]

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

DUMPSTER/CONSTRUCTION CONTAINER - Any container used in the normal course of demolition or construction for the purpose of storing, containing and/or carting debris, or similar container provided to property owners by the town on a temporary basis for a rental fee. [Amended 2-9-10 by Ord. No. 2010-5]

PERSON - Any natural person or persons, corporation, partnership, association or any other organizations.

PORTABLE STORAGE CONTAINER - Any container, storage unit, bulk storage container, portable on-demand storage container (PODS) or other similar container that can or is used for the storage of personal or household belongings on a temporary basis during a period of home repair, construction, renovation or relocation which is located for such purpose in a designated location on private property or a public street.

§ 70-2. Permit required.

- A. Dumpsters/construction containers. No person may place a dumpster/construction container on any private property or public street without first obtaining a dumpster/construction container permit from the Construction Department of the Town of Secaucus, or if applicable, from the Town of Secaucus Department of Public Works for dumpsters/containers obtained through that Department. No person shall permit a dumpster/construction container to remain on any private property or public street after the expiration date of said permit issued by the Construction Department or the Department of Public Works.

- B. Portable storage containers. No person may place a portable storage container on any private property or public street without first obtaining a portable storage container permit from the Construction Department of the Town of Secaucus. No person shall permit a portable storage container to remain on any private property or public street after the expiration date of said permit issued by the Construction Department.

§ 70-3. Issuance of permits; display; revocation; duration.

- A. All requests for permits required by this chapter shall be in writing on a form prescribed by the Town of Secaucus and shall be issued by the ~~Construction~~ appropriate Department of the Town of Secaucus.

The Construction Department of the Town of Secaucus shall issue ~~such~~ permits after an applicant fully completes a written application provided by the Construction Department of the Town of Secaucus, provides any fees set forth in this chapter and, if applicable, demonstrates that ~~he or she has~~ they have applicable permits for any construction or renovation. The application shall set forth the location of the proposed dumpster/construction container or portable storage container, the reason for its use, the proposed nature of the contents, and the duration of the use of said container.

- B. Duration.

- (1) Dumpsters/construction containers shall be allowed for the durations specified below.

- (a) Dumpsters/construction containers on public streets:

Notwithstanding any other section of this chapter, the permit issued hereunder shall be valid for a period not to exceed seven (7) days. Any person seeking to extend such period beyond seven (7) days may do so by filing a new application for an additional, continuous seven (7) day period; a maximum of two (2) seven (7) days periods within a sixty (60) day period may be granted upon the filing of the proper applications. No permit shall be issued for the use of a dumpster at the same location or by the same applicant for more than twenty-one (21) days in any sixty (60) day period. Any person seeking to have a permit issued for a period in excess of said maximum period shall file an application with the Construction Official citing such special circumstances, whereupon the ~~Mayor and Council~~ Construction Official or their designee shall determine whether or not such extra period shall be granted.

- (b) Dumpsters/construction containers on private property:

Notwithstanding any other section of this chapter, the permit issued hereunder shall be valid for a period not to exceed seven (7) days. Any person seeking to extend such period beyond seven (7) days may do so by filing a new application for an additional, continuous seven (7) day period; a maximum of four (4) seven (7) days periods within a sixty (60) day period may be granted upon the filing of the proper applications. No permit shall be issued for the use of a dumpster at the same location or by the same applicant for more than twenty-eight (28) days in any sixty (60) day period. Any person seeking to have a permit issued for a period in excess of said maximum period shall file an application with the Construction Official citing such special circumstances, whereupon the Construction Official or their designee shall determine whether or not such extra period shall be granted.

- (c) Dumpsters/construction containers through the Department of Public Works:

Notwithstanding any other section of this chapter, the permit issued hereunder shall be valid for a period of seven (7) days or as determined feasible by the Superintendent of the Department of Public Works taking into account the use as stated in the request and the availability and demand for the dumpsters.

(2) Portable storage containers.

- (a) An initial permit for a portable storage container shall be issued for no more than thirty (30) days when the container is located on a private driveway. A property owner may apply for up to two (2) extensions of thirty (30) days each to the Construction Department for good cause, for a total time period not to exceed ninety (90) days from the date of the initial permit to the date of removal of the portable storage container.

Any person seeking to have a permit issued for a period in excess of said maximum period shall file an application with the Construction Official citing such special circumstances, whereupon the Mayor and Council or their designee shall determine whether or not an extra period of time shall be granted. The applicant seeking such an extension shall notify all property owners within a one hundred (100) foot radius of the center of the portable storage container in writing of their request prior to the application being presented to the Council.

- (b) A permit for a portable storage container shall be issued for no more than thirty (30) days when the container is located on a public street. Any person seeking to have a permit issued for a period in excess of said maximum period shall file an application with the Construction Official citing such special circumstances, whereupon the Mayor and Council or their designee shall determine whether or not an extra period of time shall be granted. The applicant seeking an extension shall notify all property owners within a one hundred (100) foot radius of the center of the portable storage container in writing of their request prior to the application being presented to the Council.

- C. No permit shall be issued until any fees hereinafter described are paid to the Town of Secaucus.
- D. The permit shall be placed in a conspicuous position on the dumpster/construction container or portable storage container during the period of its use.
- E. The Construction Department shall have the power to revoke any permit if the person named in the permit, or his agent, fails to follow the use and maintenance regulations of this chapter. Whenever the Construction Department revokes a permit as defined herein, said dumpster/construction container or portable storage container must be removed within twenty-four (24) hours after notice to the person named in the permit. If the person in whose name the permit is issued fails to remove same within said period, the Construction Department may arrange to have said dumpster/construction container or portable storage container removed and stored at said person's cost and expense. If the Construction Department shall at any time determine that an emergency situation exists with regard to said container, it shall order same removed without notice at the owner's expense.
- F. The Construction Department, by the Construction Official of the Town of Secaucus or his designee, is hereby authorized to issue said dumpster/construction container and portable storage container permits in accordance with this chapter.

§ 70-4. Fees.

[Amended 11-25-14 by Ord. No. 2014-34]

- A. Dumpsters/construction containers on public streets. The fees payable for permits issued under this chapter shall be seventy-five dollars (\$75.) for seven (7) days or part thereof for each dumpster/construction container's use at the location stated in the permit. For each seven (7) days or part thereof thereafter, the fee shall be seventy-five dollars (\$75.), subject to the maximum periods set forth in this chapter. For each seven (7) days or part thereof permitted after the maximum allowable time, the fee shall be one hundred dollars (\$100.).

May 27, 2020

B. Dumpsters/construction containers placed on private property, not obtained through the Department of Public Works, are subject to a permit fee of twenty-five dollars (\$25.).

BC. Portable storage containers: The fees payable for permits issued under this chapter shall be as follows: initial permit fee of one hundred fifty dollars (\$150.) for thirty (30) days or part thereof for each portable storage container's use at the location stated in the permit. For each extension or part thereof for portable storage containers located on private driveways, the fee shall be one hundred fifty dollars (\$150.), subject to the maximum periods set forth in this chapter. For any extension over ninety (90) days for portable storage containers on driveways or over thirty (30) days for portable storage containers on public streets, the fee shall be two hundred fifty dollars (\$250.).

BD. If a dumpster/construction container or portable storage container is permitted to be placed in an area where parking meters are located, the fee shall be double that fee which is established this section.

BE. Fees for dumpsters/construction containers through the Department of Public Works shall be as follows: ~~Additional fees for dumpster/construction containers.~~

Permit fee: \$75.00

Tipping fees for rubbish, concrete, mixed load, mason dump or other disposal shall be in accordance with the rates of the Hudson County Improvement Authority at the time of disposal.

BF. All fees are nonrefundable.

§ 70-5. Use and maintenance regulations for dumpsters/construction containers.
[Amended 11-25-14 by Ord. No. 2014-34]

A. All dumpster/construction containers shall have displayed in a conspicuous place on the dumpster/construction container a copy of the permit authorizing its use. In addition to such permit being displayed, all dumpster/construction containers shall bear the name, address and telephone number of the person named on the permit, and it shall be deemed that such person is responsible for such dumpsters/ construction containers.

B. All such dumpsters/construction containers which remain on a public street during the hours from sunset of one day to sunrise of the next day shall be equipped with suitable reflective or other warning devices (such as flashers, etc.) as follows: on the top corner of each dumpster/construction container that is within three (3) feet of a roadway. Such reflectors shall be capable of reflecting motor vehicle headlights at a distance of five hundred (500) feet.

C. Whenever such a dumpster/construction container is placed on the public street placement shall not be closer than within twenty-five (25) feet of a corner, fifty (50) feet of a stop sign or ten (10) feet of a fire hydrant or in any other way constitute a danger to public safety or an unwarranted interference with the efficient movement of traffic.

D. Whenever such a dumpster/construction container is placed on private property, placement shall not be within five (5) feet of the property line or an adjacent property, encroach on a public right of way or in any other way constitute a danger to public safety.

E. All permits shall specify the location for placement of the dumpster/construction container. All dumpster/construction containers shall be placed in a driveway or in a location approved by the Construction Department or its designee and in compliance with all safety and traffic requirements imposed by law, regulation, ordinance and Town of Secaucus Police Department.

F. If the dumpster/construction container is deemed to create a safety or traffic concern by the Town of Secaucus Police Department or Construction Department once placed on the property, street or location in the application, the permittee will be required to relocate or remove the dumpster/construction container.

May 27, 2020

- G. There shall not be more than one (1) dumpster/construction container located on a property at a given time.
- H. No dumpster/construction container shall contain flammable, combustible, toxic or hazardous materials.
- I. All dumpster/construction containers are subject to periodic inspection by the Town of Secaucus Construction Department, Bureau of Fire Prevention or Property Maintenance Department to insure compliance with the permit and all applicable laws, regulations, ordinances and health codes.

§ 70-5A. Use and maintenance regulations for portable storage containers.
[Added 11-25-14 by Ord. No. 2014-34]

- A. All permits shall specify the location for placement of the portable storage container. All portable storage containers shall be placed in a driveway or upon a paved surface in a location approved by the Construction Department or its designee and in compliance with all safety and traffic requirements imposed by law, regulation, ordinance and Town of Secaucus Police Department.
- B. If the portable storage container is deemed to create a safety or traffic concern by the Town of Secaucus Police Department or Construction Department once placed on the property, street or location in the application, the permittee will be required to relocate or remove the portable storage container.
- C. All portable storage containers which remain on a public street during the hours from sunset of one day to sunrise of the next day shall be equipped with suitable reflective or other warning devices (such as flashers, etc.) as follows: on the top corner of the portable storage container that is within three (3) feet of a roadway. Such reflectors shall be capable of reflecting motor vehicle headlights at a distance of five hundred (500) feet.
- D. Whenever such a portable storage container is placed on the public street, placement shall not be closer than within twenty-five (25) feet of a corner, fifty (50) feet of a stop sign or ten (10) feet of a fire hydrant, or in any other way constitute a danger to public safety or an unwarranted interference with the efficient movement of traffic.
- E. When not in use, portable storage containers shall be kept locked.
- F. There shall not be more than one (1) portable storage container located on a property at a given time.
- G. No portable storage container shall contain flammable, combustible, toxic or hazardous materials.
- H. All portable storage containers are subject to periodic inspection by the Town of Secaucus Construction Department, Bureau of Fire Prevention or Property Maintenance Department to insure compliance with the permit and all applicable laws, regulations, ordinances and health codes.

§ 70-6. Applicability.
[Amended 11-25-14 by Ord. No. 2014-34]

This chapter is not intended to apply to containers or other receptacles used for normal garbage collections.

§ 70-7. Violations and penalties.
[Amended 12-27-94 by Ord. No. 94-43; 11-25-14 by Ord. No. 2014-34]

- A. Any person who shall violate any of the provisions of this chapter, upon conviction thereof, shall be punished by a fine of not less than one hundred dollars (\$100.) and not exceeding two thousand dollars (\$2,000.), or by imprisonment in the county jail for a period not to exceed ninety (90) days, or shall be required to perform community service for a period not to exceed (90) days, or both. The continuation of such violation for each successive day shall constitute a separate offense.

May 27, 2020

B. Enforcement of this chapter may be completed by the Construction Official, Secaucus Police Department or their designees.

§ 70-8. Unpaid rental fee to become lien.
[Added 2-9-10 by Ord. No. 2010-5; 11-25-14 by Ord. No. 2014-34]

In the event the renter of a dumpster from the Town of Secaucus fails to pay the rental fee, the amount of the unpaid rental fee shall be certified by the Director of the Department of Public Works to the Mayor and Council. The Mayor and Council shall examine such certification and, if found to be correct, shall cause such cost to be charged against any real estate owned by the renter in the Town of Secaucus. The amount charged shall become a lien and a tax upon the real estate or land and be added to, recorded and collected in the manner as the taxes next to be levied and assessed upon the premises and shall bear interest and be enforced and collected by the same officers and in the same manner as taxes.

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

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

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

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

The following resolution was read: 2020-105

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE AWARD OF CONTRACT EXTENSION FOR THE PROVISION OF A CONCESSIONAIRE/SECAUCUS SWIM CLUB CONCESSION

WHEREAS, the Town of Secaucus has a continued need for a contract for the concession services at the Secaucus Swim Club; and

WHEREAS, DMD Concessions was awarded a contract under Resolution 2019-82 for a one (1) year term, with two (2) one (1) year options to extend.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey award the first extension of the contract for Concessionaire/Swim Club Concession Stand to DMD Concessions for a one (1) year term, subject to the opening and permitted operation of the municipal pool and concession facilities by all entities with jurisdiction during the current COVID-19 pandemic; and

BE IT FURTHER RESOLVED, that said extension is the first of two (2) extension options at a fee of Four thousand dollars (\$4,000.); and

BE IT FURTHER RESOLVED, that the payment due by DMD Concessions to the Town of Secaucus shall be prorated for the actual days that municipal pool concession facility is permitted to operate during the 2020 season (Memorial Day through Labor Day) due to the unforeseen state of emergency and governance by Governor's Executive Orders, and

BE IT FURTHER RESOLVED, that the Mayor, Town Administrator, or their designee are hereby authorized to execute any documents regarding the awarding of the contract extension with DMD Concessions for the contract for Concessionaire/Swim Club Concession Stand as described herein; and

May 27, 2020

BE IT FURTHER RESOLVED, that the Mayor, Town Administrator, or their designee are hereby authorized to take any action necessary to effectuate the spirit and purpose of this resolution.

The following resolution was read:

No. 2020-106

RESOLUTION APPROVING
TAX OVERPAYMENT REFUND(S)

WHEREAS, it has been determined by the Tax Collector that the taxpayer(s) indicated are entitled to tax overpayment refund(s) for 2nd Quarter 2020 and;

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

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

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

| BLOCK | LOT | QUALIF | ADDRESS | AMOUNT |
|-------|-----|--------|----------------------------|------------|
| 21 | 15 | C1209 | 1209 Harmon Cove Towers | \$1,153.50 |
| 64 | 22 | | 671 9 TH Street | \$ 253,34 |
| 83 | 35 | | 703 4 th St | \$1,860.64 |

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

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. 2020-107

RESOLUTION AUTHORIZING THE REFUND OF PREMIUM MONIES COLLECTED
AT THE TAX SALE

WHEREAS, the Tax Collector collected premium money at a prior tax sale as permitted by N.J.S.A. 54:5-33; and

WHEREAS, N.J.S.A. 54:5-33 states that any premium payment shall be held by the Town of Secaucus and returned to the purchaser of the fee if and when a redemption is made; and

WHEREAS, the Tax Collector certifies that the tax lien has been paid for the Block and Lot listed below before the 5 year limit and therefore the Town of Secaucus must refund the premium to the lienholder; and

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector be authorized to refund the premium fee to the outside lienholder(s) as listed below:

| BLOCK | LOT | QUALIFER | ADDRESS | LIENHOLDER | AMOUNT |
|-------|------|----------|---------------|-------------------|-------------|
| 159 | 3.01 | C066 | 66 MALLARD PL | BV001 REO BLOCKER | \$27,100.00 |

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

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

May 27, 2020

The following resolution was read:

No. 2020-108

TOWN OF SECAUCUS
RESOLUTION

WHEREAS, the Hudson County Open Space, Recreation, and Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to

nonprofit organizations who are sponsored by their local municipality for assistance in the development or redevelopment of park improvements; and,

WHEREAS, the Town of Secaucus desires to further the public interest by obtaining a matching grant of \$870,000.00 from the County Trust Fund to fund the Mill Ridge Road Field Complex Improvement Project; and,

WHEREAS, the Town Council of Secaucus has reviewed the County Trust Fund Program Statement, and the Trust Fund Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, the County of Hudson shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Hudson for the above-named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Secaucus:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline established by the County; and
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Town of Secaucus has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and
3. That the Town of Secaucus is committed to providing a match for the project; and
4. That only those improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement; and
5. That the Town of Secaucus agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
6. That this resolution shall take effect immediately.

The following resolution was read:

No.2020-109

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE
SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE BY THE SECAUCUS POLICE
DEPARTMENT ON AN ONLINE AUCTION WEBSITE, WWW.GOVDEALS.COM

WHEREAS, the Town of Secaucus has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus property no longer needed for public use pursuant to N.J.S.A. 40A:11-36 through the use of an online auction service; and

WHEREAS, the Town of Secaucus intends to utilize the online auction services of GovDeals.com located at www.GovDeals.com, through Sourcewell pursuant to Resolution 2019-114.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, in the County of Hudson, State of New Jersey, that the Town of Secaucus is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.GovDeals.com; and

BE IT FURTHER RESOLVED, the Town of Secaucus shall utilize the online auction services of GovDeals, Inc., with a website of www.GovDeals.com, pursuant to the fee schedule, terms and conditions through Sourcewell; and

BE IT FURTHER RESOLVED, that the auction for the items listed on Schedule A will start online on or about June 12, 2020 and end on or about June 22, 2020, with

May 27, 2020

dates certain to be set forth in the auction notice and the auction shall be in accordance with the following:

- a) The surplus property is no longer needed for public use.
- b) The sale will be online at www.GovDeals.com.
- c) The sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9.
- d) The surplus property as identified in Schedule A shall be sold in an "as is" condition without express or implied warranties.
- e) Arrangements to see the surplus goods can be made by contacting Sgt. Mark Valentino at (201) 330-2060.
- f) All bidders participating must agree to the terms and conditions contained on the online website and agree to be bound by such. A copy of said terms and conditions are available on the online website www.GovDeals.com and in the Town Clerk's Office.
- g) The Town of Secaucus reserves the right to accept or reject any bids submitted.
- h) Buyer is responsible for all aspects of removal of any purchased items, including loading and transport, from Town property. All items must be removed within ten (10) business days of the close of the auction or ownership shall revert to the Town of Secaucus; and

BE IT FURTHER RESOLVED, that the Town Administrator or his designee shall be authorized to execute any document related to this online auction; and

BE IT FURTHER RESOLVED, that the Town Clerk shall advertise the auction pursuant to N.J.S.A. 40A:11-36 in The Jersey Journal.

The following resolution was read:

No: 2020-110

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
REFLECTING THE ADOPTION OF REVISED
SECAUCUS POLICE DEPARTMENT RULES AND REGULATIONS

WHEREAS, Chapter 28 entitled "Police Department" designates an Appropriate Authority to adopt and promulgate Rules and Regulations for the government of the Secaucus Police Department and for the discipline of its members; and

WHEREAS, the Appropriate Authority has taken steps to adopt and promulgate revised Rules and Regulations for the Secaucus Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that the Secaucus Police Department Rules and Regulations attached as "Exhibit A" have been adopted by the Appropriate Authority pursuant to § 28-3.2 and -3.3 and this Resolution hereby reflects such actions.

BE IT FURTHER RESOLVED, the revised Secaucus Police Department Rules and Regulations take precedence over any other Rules and Regulations previously established or adopted and shall be deemed in effect as of this date.

BE IT FURTHER RESOLVED, that a copy of the revised Secaucus Police Department Rules and Regulations be furnished to each member of the Secaucus Police Department, which shall be binding upon such, pursuant to § 28-3.3.

The following resolution was read:

No. 2020-111

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING
THE SALE OF ABANDONED VEHICLES BY THE SECAUCUS POLICE DEPARTMENT ON AN ONLINE AUCTION
WEBSITE, WWW.GOVDEALS.COM

WHEREAS, the Town of Secaucus' Police Department has acquired certain property, namely vehicles, through impoundment and abandonment, which have not been claimed and their required waiting period has expired for the owner to claim the property; and

WHEREAS, N.J.S.A. 39:10A-1 et seq. sets forth the procedure for disposition of abandoned vehicles in the possession of a municipality and provides that when such vehicles remain unclaimed by the owner for a period of thirty (30) days, they may be sold at public auction in a public place. The public agency must give notice of the sale by certified mail, to the owner, if his/her name and address are known and to the

May 27, 2020

holder of any security interest filed with the Chair and Chief Administrator of the Motor Vehicle Commission and by publication; and

WHEREAS, the Town of Secaucus intends to utilize the online auction services of GovDeals.com located at www.GovDeals.com through Sourcewell pursuant to Resolution 2019-114.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus in the County of Hudson, State of New Jersey, hereby declare that the personal property, namely the vehicles listed below, have not been claimed nor determined stolen and should be sold in accordance with the appropriate statutes of the State of New Jersey, N.J.S.A. 39:10A-1 et seq. and N.J.S.A. 40A:14-157; and

| <u>VEHICLE</u> | <u>QUANTITY</u> | <u>VIN #</u> | <u>MIN. BID</u> |
|--------------------|-----------------|-------------------------|-----------------|
| 2006 Mazda MZ5 | 1 | VIN # JM1CR29L360101523 | \$ 500.00 |
| 2007 Nissan Maxima | 1 | VIN # 1N4BA41E07C823212 | \$ 500.00 |

BE IT FURTHER RESOLVED, by the Mayor and Council of the Town of Secaucus, in the County of Hudson, State of New Jersey, hereby authorize the Town Clerk or his designee to offer for sale to the highest bidder the abandoned vehicles listed above on an online auction website entitled www.GovDeals.com; and

BE IT FURTHER RESOLVED, the Town of Secaucus shall utilize the online auction services of GovDeals, Inc., with a website of www.GovDeals.com, pursuant to the fee schedule, terms and conditions through Sourcewell; and

BE IT FURTHER RESOLVED, that the auction for the items listed above will start online on or about June 12, 2020 and end on or about June 22, 2020, with dates certain to be set forth in the auction notice and the auction shall be in accordance with the following:

- a) The vehicles are no longer needed for public use.
- b) The sales will be online at www.GovDeals.com.
- c) The sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notices 2008-9 and 2008-21R.
- d) The vehicles as identified above shall be sold in an "as is" condition without express or implied warranties.
- e) Arrangements to see the vehicles can be made by contacting Sgt. Mark Valentino at (201) 330-2060.
- f) All bidders participating must agree to the terms and conditions contained on the online website and agree to be bound by such. A copy of said terms and conditions are available on the online website www.GovDeals.com and in the Town Clerk's Office.
- g) The Town of Secaucus reserves the right to accept or reject any bid submitted. The Town of Secaucus may choose to reject all bids pursuant to N.J.S.A. 40A:11-36 (5).
- h) Buyer is solely and fully responsible for all aspects of removal of any purchased items, including loading and transport from Town property and all costs associated with such. All items must be removed within ten (10) business days of the close of the auction or ownership shall revert to the Town of Secaucus.

BE IT FURTHER RESOLVED, that the Town Administrator or his designee shall be authorized to execute any document related to this online auction; and

BE IT FURTHER RESOLVED, that all vehicles will be sold in an "as is" condition with no warranty, express or implied. The buyer is solely and fully responsible for the removal of the vehicle and all costs associated with such. All sales are final; and

BE IT FURTHER RESOLVED, that all vehicles are subject to the rules set forth by the auctioneer, including but not limited to, the removal of all vehicles from the location lot within ten (10) business days; and

BE IT FURTHER RESOLVED, that this Resolution shall be published in The Jersey Journal, with the final publication at least five (5) days prior to the date of the auction.

May 27, 2020

The following resolution was read:

No. 2020-112

TOWN OF SECAUCUS, COUNTY YOF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, and State of New Jersey, that pursuant to the recommendation of the Michael Pero, Superintendent of Recreation that the below person(s) are hereby returning as personnel for the seasonal part time Summer Day Camp Programs (#81083) and will receive a stipend for all work performed in connection with the programs, inclusive of time spent preparing for the start of the programs and closing out the All-Day Summer Day Camp, Art & Crafts and Game on programs. All appointments are subject to the lifting of current COVID-19 restrictions which will permit the Summer Camp programs to operate at normal levels.

| <u>Director</u> | <u>By Voucher/Stipend</u> |
|----------------------------------|---------------------------|
| Toni Ann Salvatore | \$15,000.00 |
| <u>Coordinators</u> | |
| Denise Imperator (Pee Wee) | \$8,000.00 |
| Jeanette Rodriquez (Junior) | \$8,000.00 |
| Samantha Boczon (Senior) new | \$8,000.00 |
| Abigail Gonzalez (All Abilities) | \$7,500.00 |
| Lori Garofalo (All Abilities) | \$7,500.00 |
| Yulisa Proenza (All Abilities) | \$7,500.00 |
| Sonny Capone (Arts & Crafts) | \$4,500.00 |
| Lynn Trautz (Game On) | \$4,500.00 |

The following resolution was read:

No. 2020-113

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE SECAUCUS VOLUNTEER FIRE DEPARTMENT TO TRANSFER OWNERSHIP OF SURPLUS PROPERTY, NON-COMPLIANT SAFETY GEAR

WHEREAS, the Town of Secaucus may dispose of surplus items pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-36; and

WHEREAS, the Town of Secaucus' Volunteer Fire Department has non-compliant fire gear, namely pants, coats, bail out kits and a pump, that are no longer fit for public use and deemed surplus items; and

WHEREAS, upon the recommendation of the Chief of the Secaucus Volunteer Fire Department, the items listed below shall also be turned over to The 911 Fund of New City, New York, to securely transfer and dispose of such at no cost to the Town of Secaucus and said company further represents that the non-compliant gear will not go into firefighting use again in the United States in the interest of safety.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Secaucus, County of Hudson, in the State of New Jersey, that the above statements are incorporated herein and the following Secaucus Volunteer Fire Department items are deemed surplus and the transfer of such from the Secaucus Volunteer Fire Department to The 911 Fund of New City, New York, is hereby authorized:

| ITEM | QUANTITY | |
|-----------------|----------|--|
| Turnout Pants | 13 | Old, damaged, expired and non NFPA compliant |
| Turnout Jackets | 8 | Old, damaged, expired and non NFPA compliant |
| Pump | 1 | Expired and non NFPA compliant |
| Bail Out Kits | 10 | Expired and non NFPA compliant |

BE IT FURTHER RESOLVED that it has been determined that the above referenced items should be removed from the inventory as soon as practicable and that the transfer of the above items shall be at no cost to the Town of Secaucus; and

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, the Fire Chief or their designee is hereby authorized to enter into any necessary agreements and take any action necessary to effectuate said purpose and intent.

The following resolution was read:

No. 2020-114

A RESOLUTION AUTHORIZING A PROPRIETARY CONTRACT WITH CAPTUREPOINT.COM FOR THE COMMUNITYPASS SOFTWARE MANAGEMENT PROGRAM DEVELOPED FOR THE SECAUCUS SWIM COMPLEX

WHEREAS, the Town of Secaucus' Recreation Department has the continued need to utilize Capturepoint Software Services, that developed the CommunityPass Online

May 27, 2020

Registration and Payment Management Software for the Town of Secaucus' Swim Complex; and

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

WHEREAS, the Secaucus Recreation Director wishes to continue the annual services of the CommintyPass subscription, gate check and training of the program designed for the Secaucus Swim Complex; and

WHEREAS, the Recreation Director has received a quote in the amount of Eight Thousand Two Hundred and Fifty Dollars and 00/100 (\$8,250.00).

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, award the contract for CommunityPass Software Management for an amount not to exceed Eight Thousand Two Hundred and Fifty Dollars and 00/100 (\$8,250.00); and

BE IT FURTHER RESOLVED, that the contract term is for a one (1) year period to begin on May 29, 2020; and

BE IT FURTHER RESOLVED, the Finance Director certifies that funds are available for these services under line item 40-2010-00-41512-079; and

BE IT FURTHER RESOLVED, that Capturepoint.com shall provide any and all compliance information requested by the Town of Secaucus' Office of Purchasing; and

BE IT FURTHER RESOLVED, that the Mayor, Town Administrator, or their designee are hereby authorized to execute any documents regarding the awarding of the contract for CommunityPass Software Management Program; and

BE IT FURTHER RESOLVED, that the Mayor, Town Administrator, or their designee are hereby authorized to take any action necessary to effectuate the spirit and purpose of this resolution.

Financial officers
Certification attached.

The following resolution was read: No. 2020-115

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, that pursuant to the recommendation of the Michael Pero, Superintendent of Recreation that the below person(s) are hereby appointed and reappointed as Counselors to the various seasonal part time Summer Day Camp Programs, subject to programs returning to normal schedules as follows:

| <u>Counselors (#81083)</u> | <u>Hourly Rate</u> | |
|----------------------------|--------------------|----------------|
| Badarelli | Adam | \$10.30 / Hour |
| Benitez | Julianna | \$10.30 / Hour |
| Braeden | Chokas | \$10.30 / Hour |
| Burgos | Jannice | \$10.30 / Hour |
| Campbell | Jenaly | \$10.30 / Hour |
| Castane | Kyle | \$10.30 / Hour |
| Castillo | Patrick | \$11.00 / Hour |
| Conil | Isaac | \$10.30 / Hour |
| Costantino | Alex | \$10.30 / Hour |
| Costantino | Dean | \$10.30 / Hour |
| Delello | Samantha | \$10.30 / Hour |
| DeLeo | Matthew | \$10.30 / Hour |
| Devany | Brian | \$10.30 / Hour |
| Diallo | Samba | \$10.30 / Hour |
| Dominguez | Omelly | \$10.30 / Hour |
| Ducusin | Kayla | \$10.30 / Hour |

| | | |
|-------------------|------------------|--------------------|
| Durham | Dionna | \$10.30 / Hour |
| Eccles | Skylar | \$10.30 / Hour |
| Fadel | Youssef | \$10.30 / Hour |
| Fernandez | Nayelis | \$10.30 / Hour |
| Fonseca | Ayllssa | \$10.30 / Hour |
| Garcia | Michael | \$10.30 / Hour |
| Gasser | Emily | \$10.30 / Hour |
| Gonzalez | Hector | \$10.30 / Hour |
| Gonzalez | Niko | \$10.30 / Hour |
| Guevara | Justin | \$10.30 / Hour |
| Hartung | Taylor | \$10.30 / Hour |
| Kosky | Kaitlyn | \$10.30 / Hour |
| Lam | Megan | \$10.30 / Hour |
| Leon | Joe | \$10.30 / Hour |
| Leon | Luzed | \$10.30 / Hour |
| Loor | Genesis | \$10.30 / Hour |
| Lopez | Alissa | \$10.30 / Hour |
| Lopez | Sulma | \$10.30 / Hour |
| | | |
| <u>Counselors</u> | <u>Continued</u> | <u>Hourly Rate</u> |
| Lopez-Caban | Anthony | \$10.30 / Hour |
| Madrid | Deysi | \$10.30 / Hour |
| Mancha | Aidan | \$10.30 / Hour |
| Martinez | Mayelin | \$10.30 / Hour |
| Martorano | Zachary | \$10.30 / Hour |
| McCarthy | Amanda | \$11.00 / Hour |
| McFadden | Chloe | \$10.30 / Hour |
| Meli | Ryan | \$11.00 / Hour |
| Moloughney | Sean | \$10.30 / Hour |
| Murillo | David | \$10.30 / Hour |
| Mustafa | Madilynn | \$10.30 / Hour |
| Mustafa | Omar | \$11.00 / Hour |
| Nardone | Michael | \$10.30 / Hour |
| Nazario | Jules | \$10.30 / Hour |
| Noble | Nicholas | \$10.30 / Hour |
| Orlando | Zander | \$10.30 / Hour |
| Patel | Darshan | \$10.30 / Hour |
| Perez | Alejandro | \$10.30 / Hour |
| Perez | Alyssa | \$10.30 / Hour |
| Polifronio | Dominick | \$10.30 / Hour |
| Prichinello | Carla | \$10.30 / Hour |
| Quintero | Dylan | \$10.30 / Hour |
| Ramirez | Jayleen | \$10.30 / Hour |
| Ramirez | Maeve | \$10.30 / Hour |
| Retana | Jorge | \$10.30 / Hour |
| Reyes | Brianna | \$10.30 / Hour |
| Rodriguez | Luisa | \$10.30 / Hour |
| Rodriguez | Mayra | \$10.30 / Hour |
| Ross | Lyndsey | \$10.30 / Hour |
| Roy | Adon | \$10.30 / Hour |
| Ruivivar | Lorenzo | \$10.30 / Hour |
| Saberon | Abigail | \$10.30 / Hour |
| Sanchez | Ethan | \$10.30 / Hour |

| | | |
|-------------------|------------------|--------------------|
| Semelmacher | Jarred | \$10.30 / Hour |
| Solorzano | Kevin | \$11.00 / Hour |
| Spellmeyer | Taylor | \$10.30 / Hour |
| Spirito | John | \$10.30 / Hour |
| Stone | Halina | \$10.30 / Hour |
| Suarez | Mia | \$10.30 / Hour |
| Syracuse | Julia | \$10.30 / Hour |
| Szabo | Mackenzie | \$10.30 / Hour |
| Tabasco | Brandon | \$10.30 / Hour |
| Taylor | Steven | \$10.30 / Hour |
| Tormey | Joseph | \$10.30 / Hour |
| Trani | Ava | \$10.30 / Hour |
| Trotman-Thomas | Kayla | \$10.30 / Hour |
| | | |
| <u>Counselors</u> | <u>Continued</u> | <u>Hourly Rate</u> |
| Vazquez | Mia | \$10.30 / Hour |
| Vega | Jasmine | \$11.00 / Hour |
| Ventura | Jelina | \$10.30 / Hour |
| Wang | Benjamin | \$10.30 / Hour |
| Wang | Jonathan | \$10.30 / Hour |
| Wohlrab | Jaely | \$11.00 / Hour |
| Woltmann | Kyle | \$10.30 / Hour |
| Zaccario | Armani | \$10.30 / Hour |

Arts & Crafts (#81084)

Hourly Rate

| | | |
|------------------|-------------|----------------|
| Arana | Miah | \$10.30 / Hour |
| Biru | Sarah | \$10.30 / Hour |
| Cardona | Wendy | \$10.30 / Hour |
| Changlani | Diya | \$10.30 / Hour |
| Cottrell | James | \$10.30 / Hour |
| Dejesus | Hennessy | \$10.30 / Hour |
| Feil | Alexandria | \$10.30 / Hour |
| Gasser | Madeline | \$10.30 / Hour |
| Gonzalez | Genesis | \$10.30 / Hour |
| Griffin | Thomas | \$10.30 / Hour |
| Jensen | Derek | \$10.30 / Hour |
| Martinez | Kaitlyn | \$10.30 / Hour |
| Mei | Nicole | \$10.30 / Hour |
| Mikhail | Daniel | \$10.30 / Hour |
| Mitchell | Berzette | \$10.30 / Hour |
| Mosher | Genna | \$10.30 / Hour |
| O'Donnell | Kailey | \$10.30 / Hour |
| Parise | Joseph | \$10.30 / Hour |
| Parise | Nicole | \$10.30 / Hour |
| Paulino Cardenas | Betsabe | \$10.30 / Hour |
| Peddinti | Sri Manyata | \$10.30 / Hour |
| Rivers | Caroline | \$10.30 / Hour |
| Sakatos | Zoe | \$10.30 / Hour |
| Salerno | Joseph | \$10.30 / Hour |
| Santos | Ariel | \$10.30 / Hour |
| Sdad | Sienna | \$10.30 / Hour |
| Simon | Alexis | \$10.30 / Hour |

| | | |
|-------------|---------|----------------|
| Simpson | Zachary | \$10.30 / Hour |
| Solorzano | Marina | \$10.30 / Hour |
| Trueblood | Nevin | \$10.30 / Hour |
| Vazquez | Janiya | \$10.30 / Hour |
| Woekener | Hannah | \$10.30 / Hour |
| Worthington | Giana | \$10.30 / Hour |

The following resolution was read:

No. 2020-116

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE
EXECUTION OF A REIMBURSEMENT AGREEMENT WITH THE COUNTY OF
HUDSON FOR STIMULUS FUNDS UNDER THE CARES ACT

WHEREAS, the County of Hudson has received funds from the United States Treasury through the Coronavirus Aid Relief and Economic Security Act ("the CARES Act") to reimburse eligible county and municipal entities for designated expenditures associated with the economic damage caused by the Coronavirus; and

WHEREAS, the Town of Secaucus has made significant expenditures associated with the Coronavirus in the interest of safety, health and welfare and intends to apply through the County of Hudson for receipt of funds in accordance with the CARES Act; and

WHEREAS, the County of Hudson received CARES Act funds in the amount of \$117,327,044.40 and shall be responsible to review submittals by the Town of Secaucus and make appropriate allocations in accordance with the Reimbursement Agreement attached.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, in the County of Hudson, State of New Jersey, that the Town of Secaucus, through the Town Administrator, is hereby authorized to enter into a Reimbursement Agreement with the County of Hudson for a review of municipality eligibility for funds under the CARES Act; and

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator or their designee is hereby authorized to enter into any necessary agreements and take any action necessary to effectuate said purpose and intent; and

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator or their designee is hereby authorized to submit any required submissions, documents and records for the purpose of eligibility, compliance and reimbursement.

The following resolution was read:

No. 2020-117

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE
EXECUTION OF A FOURTH AMENDMENT TO THE
DEVELOPER'S AGREEMENT WITH FRATERNITY MEADOWS, LLC

WHEREAS, the Town of Secaucus and Fraternity Meadows, LLC entered into a Developer's Agreement, dated September 4, 2007, in connection with the redevelopment of property as set forth in the Secaucus Transit Village Redevelopment Plan, adopted by the New Jersey Meadowlands Commission on April 13, 2004, amended May 24, 2006, April 23, 2008, October 21, 2011, and last revised July 20, 2017; and

WHEREAS, Fraternity Meadows and the Town have previously executed amendments to the Developer's Agreement, dated July 28, 2010, March 11, 2011, and October 29, 2012; and

WHEREAS, on June 15, 2017, the Hudson County Superior Court entered an Order, approving the Town's Housing Element and Fair Share Plan ("HEFSP"), to allow for construction of additional 400 market-rate units and 100 affordable units, and on September 28, 2017, the Town petitioned the NJSEA to amend the Secaucus Transit Village Redevelopment Plan in accordance with N.J.A.C. 19:3-15; and

WHEREAS, to date, the NJSEA has not acted on the requested amendment to the Secaucus Transit Village Redevelopment Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, in the County of Hudson, State of New Jersey, that the Town of Secaucus,

May 27, 2020

upon the advice of Town Counsel, is hereby authorized to enter into a Fourth Amendment To The Developer's Agreement With Fraternity Meadows, LLC; and

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator or their designee is hereby authorized to enter into any necessary agreements and take any action necessary to effectuate said purpose and intent.

The following resolution was read:

No. 2020-118

RESOLUTION AUTHORIZING THE
TOWN OF SECAUCUS TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX
BILLS IN ACCORDANCE WITH P.L. 1994, c.72

WHEREAS, due to the late certification of rates from the State of New Jersey, the Hudson County Board of Taxation is unable to certify tax rates for the Town of Secaucus and the Tax Collector will be unable to mail the Town's 2020/2021 tax bills on a timely basis; and

WHEREAS, the Town of Secaucus Tax Collector has computed an estimated tax levy in accordance with NJSA 54:4-66.3 and have signed a certification showing the tax levies for the prior year, the tax rates and the range of permitted estimated tax levies:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council of the Town of Secaucus, in the County of Hudson and the State of New Jersey on this day of 27th day of May, 2020, as follows:

1. The Secaucus Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Town of Secaucus for the third installment of the 2020 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by P.L. 1994, c.72 (NJSA 54:4-66.2 and 54:4-66.3)
2. The entire estimated levy for 2020 is hereby set at \$3.712.
3. In accordance with the law the third installment of 2020 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth calendar day after the date the estimated bill are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

The following resolution was read:

No. 2020-119

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING
THE PURCHASE OF TWO POLICE MOTORCYCLES FROM BERGEN COUNTY HARLEY DAVIDSON

WHEREAS, the Town of Secaucus Police Department has determined the need to purchase two vehicles to service the community; and

WHEREAS, the Town of Secaucus Police Department has obtained three (3) quotes for police motorcycles; and

WHEREAS, Bergen County Harley Davidson located at 124 Essex Street Rochelle Park, NJ 07662 has submitted a Quote dated March 9, 2020, that was presented to the qualified purchasing agent, providing for the purchase of two (2) police motorcycles for a total price of Thirty-Nine Thousand Seven Thousand Seventy Dollars and 00/100 (\$39,770.00); and

WHEREAS, Bergen County Harley Davidson was the lowest responsible quote; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds to award this contract are available under line item 01-2010-00-21312-092

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey award the service contract for the Town generators to Bergen County Harley Davidson at an amount not to exceed Thirty-Nine Thousand Seven Thousand Seventy Dollars and 00/100 (\$39,770.00); and

BE IT FURTHER RESOLVED, that Bergen County Harley Davidson shall provide any and all compliance information requested by the Town of Secaucus Office of Purchasing; and

May 27, 2020

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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

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

NAYS: None

ABSTAIN: Costantino on 2020-115

ABSENT: None

Motion carried.

PAYMENT OF CLAIMS

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

| | |
|--|---------------|
| Town of Secaucus Payroll Acct. w/ending 05/15/2020 | \$ 938,728.51 |
| Adm. & Exec | 19,134.56 |
| Mayor & Council | 18,240.30 |
| Municipal Clerk | 7,111.73 |
| Community Shuttle Bus | 2,510.27 |
| Legal Dept. | 7,289.31 |
| Municipal Court | 16,143.03 |
| Engineering | 8,175.27 |
| Pub. Bldgs. & Grds. | 53,753.95 |
| Off. Of Inspect. | 11,659.37 |
| Planning Board | 000.00 |
| Bd. Of Adjustments | 000.00 |
| Comm. & Security Adm | 6,303.17 |
| Environmental | 5,066.38 |
| Construction | 24,721.71 |
| Treasurer | 22,681.48 |
| Tax Assessor | 7,310.48 |
| Tax Collector | 6,631.65 |
| Police Dept. | 467,253.81 |
| School Cross Grds. | 27.38 |
| Office of Emergency Man. | 000.00 |
| Unif. Fire Safety Off. | 000.00 |
| Rd. Repair & Maint. | 146,979.43 |
| Sewer System | 000.00 |
| Recycling Coord. | 6,962.63 |
| Bd. of Health | 3,914.81 |
| Mosquito | 000.00 |
| Social Services | 20,822.52 |
| Fire Dept. Incentives | 000 |
| Pks. & Play Grds. | 000.00 |
| Retiress Health | 000.00 |
| Supv. Of Play Act. | 31,034.93 |
| Rec. Activities | 3,143.50 |
| Social Security | 41,308.91 |
| Pool Social Security | 000.00 |
| Pool Oper. | 47.93 |
| Grant Fund (OEM) | 00.00 |
| CDBG | 00.00 |
| Town of Secaucus Tax Escrow Acct. weekending 5/15/2020 | \$ 121,601.23 |
| Town of Secaucus Payroll Acct. w/ending 05/29/2020 | \$ 903,106.56 |
| Adm. & Exec | 18,985.20 |
| Mayor & Council | 1,955.78 |
| Municipal Clerk | 7,575.23 |
| Community Shuttle Bus | 2,510.27 |
| Legal Dept. | 7,214.31 |
| Municipal Court | 15,914.95 |
| Engineering | 8,745.62 |

