

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 28th day of September at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber II.

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 January 26, 2021.

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
Orietta Tringali

Absent: John Gerbasio

Pledge of Allegiance

The Secaucus Rotary Club presented the Secaucus Food Pantry with a check in the amount of \$2842.00

First item on the agenda:

ORDINANCES FOR INTRODUCTION

The following ordinance was read for introduction: No. 2021-27

AN ORDINANCE AMENDING CHAPTER 12 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "FIRE DEPARTMENT" TO UPDATE ELECTION TIMING

Councilman Clancy moved to accept the first reading of the foregoing ordinance, seconded by Councilman Costantino.

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

The following ordinance was read for introduction: No. 2021-28

AN ORDINANCE AMENDING CHAPTER 127-58B OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "DESIGNATION OF LOCATIONS AT OR NEAR PRIVATE RESIDENCES" (ADDITION OF A HANDICAPPED PARKING SPOT ON BORN STREET)

Councilman Clancy moved to accept the first reading of the foregoing ordinance, seconded by Councilman Dehnert.

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

Public hearing on the foregoing ordinances will be October 26, 2021.

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: No. 2021-249

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 the below full-time employee is granted an unpaid leave of absence while on temporary disability with continued life insurance and for pension purpose. Effective September 14, 2021:

Kitrys, Linda (Recreation) through 12/31/2021

The following resolution was read: No. 2021-250

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, pursuant to the recommendation of Michael Pero Superintend Recreations the that the following staff below are hereby transferred to regular part time Lifeguard positions at the Rec Center Department (#85000), effective September 29, 2021, as follows:

<u>Fitness Attendant (title change)</u>	
Federer, Joseph	\$12.00 / hour
<u>Head lifeguard</u>	
Cabrera, Anne	\$14.00 / hour
<u>Lifeguards</u>	
DiMase, Catherine	\$13.00 / hour
Dunn, Samantha	\$13.00 / hour
Furman, Margaret	\$13.00 / hour
Hindle, Thomas	\$13.00 / hour
Joss, Zoe	\$13.00 / hour
Marrero, Marita	\$13.00 / hour
Roles, Luke	\$13.00 / hour

The following resolution was read: No. 2021-251

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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 Michael Pero, Superintendent Recreation that the below person is hereby appointed to the full time Administrative Assistant position responsible for overseeing the BTB, EPOS and Teen Center programs in the Recreation Department (#81000) effective September 29, 2021, as follows:

Buckel, Kelly

\$35,000.00 /annum

The following resolution was read:

No. 2021-255

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

RESOLUTION AUTHORIZING THE DEPARTMENT OF RECREATION TO APPLY FOR FUNDS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE FY2022 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (ROID) GRANT PROGRAM

WHEREAS, there is a need to provide recreation and leisure services for individuals with disabilities in the Town of Secaucus; and

WHEREAS, the Recreational Opportunities for Individuals with Disabilities (ROID) Grant supports projects that will provide these services to people with disabilities in our community by offering the ROID Grant Program; and

WHEREAS, the Secaucus Department of Recreation wishes to provide individuals with disabilities in need these services being offered under this grant program; and

WHEREAS, the Town of Secaucus desires to submit a grant application to the Department of Community Affairs on behalf of the Secaucus Department of Recreation for the FY2022 Recreational Opportunities for Individuals with Disabilities Grant Program in the amount of \$20,000.

WHEREAS, the Town of Secaucus recognizes and accepts that the Department may offer a lesser or greater amount, therefore upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement

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from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Town of Secaucus and the New Jersey Department of Community Affairs.

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

1. The Town of Secaucus authorizes the submission of the grant for funding; and
2. These funds will be used by the Secaucus Department of Recreation to provide services for individuals with disabilities; and
3. The Municipal Council approves the allocation of the required 20% matching funds for this grant opportunity.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith

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(Signature)

Michael Gonnelli

(Signature)

Gary Jeffas

Mayor

Town Administrator

INTRODUCED BY COUNCILPERSON: _____

SECONDED BY COUNCILPERSON: _____

CERTIFICATION:

I, Michael Marra, the Clerk of the Town of Secaucus, hereby certify that at a meeting of the governing Body held on September 28, 2021 the above resolution was duly adopted.

Affix Gov't Corporate or Notary Seal

(Signature of City Clerk)

The following resolution was read:

No. 2021-256

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS REGARDING AUTHORIZATION TO RECEIVE PROPOSALS FOR THE ACCEPTING AND PROCESSING OF SPECIFIC RECYCLABLE MATERIALS

WHEREAS, the Town of Secaucus requires submissions from qualified recycling companies to accept and process recyclable materials; and

WHEREAS, the services of Recycling Material Marketer Vendor need not be bid in accordance with N.J.S.A. 40A:11-5(1) (S); and

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WHEREAS, the Town of Secaucus nevertheless intends that such a contract be awarded via a fair and open process

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Town Council for the Town of Secaucus, County of Hudson, State of New Jersey, that the Town Clerk is hereby authorized to advertise, and request proposals from authorized vendors, for the provision of services of accepting and processing specific recyclable materials which will be delivered by the Town in accordance with the Request for Proposals for a "Recycling Material Marketer Vendor.

The following resolution was read:

No. 2021-257

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AWARDING THE COLLECTION SERVICES CONTRACT TO PENN CREDIT CORPORATION

WHEREAS, the Secaucus Municipal Court has determined the continued need for Collection Services; and

WHEREAS, Penn Credit Corporation was awarded the contract for this service in previous years; and

WHEREAS, in accordance with N.J.S.A. 40A:11-1, when the price of any contract does not exceed in a contract year the total sum of \$17,500, the contract may be awarded without public advertising for bids; and

WHEREAS, Penn Credit Corporation, located in Harrisburg, PA, is State of New Jersey approved under the Small Business Set Aside Act.

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 Collection Services to Penn Credit Corporation as detailed above for a one (1) year term beginning September 26, 2021; and

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

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

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

The following resolution was read: No. 2021-258

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

RESOLUTION APPROVING HUDSON COUNTY BOARD OF TAXATION REDUCTIONS

WHEREAS, the Tax Collector of the Town of Secaucus has determined that action is required as a result of the 2021 tax reductions granted by the Hudson County Board of Taxation: and,

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the

Tax Cancellations which is set forth along the blocks and lots of the taxpayers.

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

BLOCK	LOT	QUALIFIER	ADDRESS	AMOUNT
121	9		780 5 TH STREET	\$1153.62
132	1		831 FIRST STREET	\$565.50
133	6	C000A	772 FIRST STREET	\$2563.60
133	6	C000B	772 FIRST STREET	\$2563.60
225	6		24 MILLRIDGE ROAD	\$1885.00

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

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

The following resolution was read: No. 2021-259

TOWN OF SECAUCUS, COUNTY OF HUDSON

RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS SUPPORTING THE ADDITION OF THE SECAUCUS YOUTH ALLIANCE AS AN ADDITIONAL INSURED THROUGH THE TOWN'S JOINT INSURANCE FUND

WHEREAS, the Town of Secaucus is a member of the Suburban Metro Joint Insurance Fund; and

WHEREAS, the Secaucus Youth Alliance is a not-for-profit organization that focuses its efforts on local youth services; and

WHEREAS, the Secaucus Youth Alliance's efforts focus on programming, events and services, such as scholarship opportunities, for local youth with programming and events co-sponsored by the Town of Secaucus.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, supports the application of the Secaucus Youth Alliance as a quasi-entity and approves the addition of the Secaucus Youth Alliance as an additional insured to the Town's policy through the Suburban Metro Joint Insurance Fund; and

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

BE IT FURTHER RESOLVED, a copy of this Resolution shall be sent to the Joint Insurance Fund Office and the Town's Risk Manager.

The following resolution was read:

No. 2021-260

TOWN OF SECAUCUS, COUNTY OF HUDSON

RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS SUPPORTING THE ADDITION OF THE FRIENDS OF THE SECAUCUS ANIMAL SHELTER AS AN ADDITIONAL INSURED THROUGH THE TOWN'S JOINT INSURANCE FUND

WHEREAS, the Town of Secaucus is a member of the Suburban Metro Joint Insurance Fund; and

WHEREAS, the Friends of the Secaucus Animal Shelter is a registered New Jersey non-profit that focuses its efforts on the care, fostering and support of local animals in need and in the Secaucus Animal Shelter; and

WHEREAS, the efforts of the Friends of the Secaucus Animal Shelter support the municipal entities' goals of addressing stray and abandoned animals, the functioning of the local shelter located at 525 Meadowlands Parkway in Secaucus and the co-hosting of activities with the Town.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, supports the application of the Friends of the Secaucus Animal Shelter as a quasi-entity and approves the addition of the Friends of the Secaucus Animal Shelter as an additional insured to the Town's policy through the Suburban Metro Joint Insurance Fund; and

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

BE IT FURTHER RESOLVED, a copy of this Resolution shall be sent to the Joint Insurance Fund Office and the Town's Risk Manager.

The following resolution was read:

No. 2021-261

TOWN OF SECAUCUS, COUNTY OF HUDSON

RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS REFLECTING THE ADOPTION OF REVISED
DONATED LEAVE POLICY

WHEREAS, the Town of Secaucus sets forth various employee policies in its Town of Secaucus Employee Handbook and said policies may be revised as deemed necessary by Administration as needed; and

WHEREAS, there is a need to revise the portion of policy entitled "Donated Leave" to specify requirements and process.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that the Donated Leave policy section of the Town of Secaucus Employee Handbook be revised and the Donated Leave policy as attached is hereby adopted; and

BE IT FURTHER RESOLVED, the revised policy portion takes precedence over any other policy previously established or adopted and shall be deemed in effect as of this date; and

BE IT FURTHER RESOLVED, that the Town Administrator, Human Resources Director or their designee is hereby authorized to take any action necessary to effectuate the spirit and purpose of this Resolution.

The following resolution was read:

No. 2021-262

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING
THE SALE OF AN ABANDONED VEHICLE 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 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>
2004 HONDA Pilot	1	VIN # 2HKYF187X4H616628	\$ 500.00
2008 NISSAN Versa	1	VIN # 3N1BC13E78L452896	\$ 500.00
2008 NISSAN Altima	1	VIN # 1N4AL21E18N469975	\$ 500.00
2001 HYUNDAI Elantra	1	VIN # KMHDN45D11U177376	\$ 500.00
2006 FORD Focus	1	VIN # 1FAFP34N86W166372	\$ 500.00
2006 NISSAN Altima	1	VIN # 1NFAL11E56N373273	\$ 500.00
2008 NISSAN Altima	1	VIN # 1N4AL24E78C156419	\$ 500.00
2008 ACURA TSX	1	VIN # JH4CL96908C004931	\$ 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 October 18, 2021 and end on or about October 25, 2021, 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 sale will be online at www.GovDeals.com.
- c) The sale is 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 item, 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 the 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 vehicles and all costs associated with such. All sales are final; and

BE IT FURTHER RESOLVED, that the vehicles are subject to the rules set forth by the auctioneer, including but not limited to, the removal of the vehicle 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.

The following resolution was read:

No. 2021-263

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS FOR APPROVAL OF CHANGE ORDER #4 TO A CONTRACT WITH D & L PAVING CONTRACTORS, INC FOR FRANKLIN STREET IMPROVEMENTS

WHEREAS, the Town of Secaucus awarded a contract with D & L Paving Contractors, Inc. for Franklin Street Improvements under Resolution 2019-185 in the amount of \$425,982.40; and

WHEREAS, Change Order #1 was approved for \$40,000.00 under Resolution 2020-62; and

WHEREAS, Change Order #2 was approved for \$34,720.00 under Resolution 2020-195; and

WHEREAS, Change Order #3 was approved for \$12,036.80 under Resolution 2020-196; and

WHEREAS, it has been determined that that there will be a reduction of work, which will decrease the total project cost by Five Thousand Three Hundred Five Dollars

and 96/100 (\$5,305.96); and

WHEREAS, there is a need for a Change Order #4 to decrease the contract with D & L Paving Contractors, Inc. in the amount of Five Thousand Three Hundred Five Dollars and 96/100 (\$5,305.96) for the work set forth, which will decrease the overall contract amount to Five Hundred Seven Thousand Four Hundred Thirty-Three Dollars and 26/100 (\$507,433.26), a 19.1% change to the original contract amount; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, that the above statements are incorporated herein and Change Order #4 for D & L Paving Contractors, Inc. in the amount of Five Thousand Three Hundred Five Dollars and 96/100 (\$5,305.96) is hereby approved.

The following resolution was read:

No. 2021-264

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING EXECUTION OF A FACILITY RENTAL AGREEMENT WITH THE NEW JERSEY FLYERS AQUATIC CLUB AT THE SECAUCUS RECREATION CENTER

WHEREAS, use of the Town of Secaucus Recreation Center's Indoor Pool located at 1200 Koelle Boulevard by the Jersey Flyers Aquatic Club (JFAC) for youth swim team activities has occurred in past seasons pursuant to the Town's facility rental policy; and

WHEREAS, the Mayor and Council want to continue to implement a recreational/facility use agreement pursuant to the Town's facility rental policy to make available the Town of Secaucus Recreation Center's Indoor Pool located at 1200 Koelle Boulevard to the Jersey Flyers Aquatic Club (JFAC) for youth swim team activities for the dates and times specified for an eight (8) month term.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Town of Secaucus, County of Hudson, in the State of New Jersey, that the Town Administrator and/or their designee may finalize terms and execute a Lease Agreement for the Jersey Flyers Aquatic Club's (JFAC) use of the Secaucus Recreation Center's Indoor Pool

located at 1200 Koelle Boulevard, Secaucus, New Jersey 07094 for specified dates and times for an eight (8) month term of October 1, 2021 through May 31, 2022; and

BE IT FURTHER RESOLVED that the Lease Agreement will name the Jersey Flyers Aquatic Club (JFAC) as the entity entering the Agreement for the term, at a fee based upon hours of usage per month at a rate of One-hundred dollars (\$100.00) per hour; and

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

The following resolution was read:

No. 2021-265

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A KUBOTA L SERIES TRACTOR FROM TRI-STATE RENTALS, INC THROUGH THE SOURCEWELL COOPERATIVE

WHEREAS, the Town of Secaucus' Department of Public Works is in need of a Tractor to service the Town of Secaucus; and

WHEREAS, the Town of Secaucus received a quote from Tri-State Rentals, Inc. in the amount of Forty-Five Thousand Five-Hundred Twenty Dollars and 85/100 (\$45,520.85) for one (1) Kubota L Series Tractor and related parts; and

WHEREAS, the vehicle and related parts as set forth in the quote submitted by Tri-State Rentals, Inc. will be procured through the Sourcewell Cooperative via Contract No. 031121-KBA Grounds Maintenance Equipment; and

WHEREAS, the Town of Secaucus is a member of the Sourcewell Cooperative (formerly National Joint Powers Alliance) previously authorized by Resolution 2014-279; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds to award this contract are available under line items 10-2150-55-70611-002 @ \$42,000.00 and 01-2010-00-31502-059 @ \$3,520.85.

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 with Tri-State Rentals, Inc. for the purchase of a Kubota L Series Tractor and related parts in an amount not to exceed Forty-Five Thousand Five-Hundred Twenty Dollars and 85/100 (\$45,520.85); and

BE IT FURTHER RESOLVED, that Tri-State Rentals, 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, Town Administrator, or their designee are hereby authorized to execute any documents regarding the awarding of this contract or take any action necessary to effectuate the spirit and purpose of this resolution.

The following resolution was read:

No. 2021-266

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO RILEIGHS OUTDOOR DECOR FOR SEASONAL DECORATIONS

WHEREAS, the Town of Secaucus has determined the continuing need to purchase Seasonal Decoration for the Town; and

WHEREAS, Rileighs Outdoor Decor is a supplier of seasonal decorations; and

WHEREAS, the total annual cost of these purchases exceeds the threshold requiring a non-fair and open contract pursuant to the provision of N.J.S.A. 19:44A-20.5; and

WHEREAS, the total annual cost shall not exceed Forty-Four Thousand Dollars 00/100 (\$44,000.00); and

WHEREAS, the Chief Financial Officer has determined that sufficient funds to award this contract are available under line item 01-2010-00-11092-037.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, authorize the award a Non-Fair and Open contract to Rileighs Outdoor Décor for Seasonal Decorations not to exceed Forty Thousand Dollars 00/100 (\$40,000.00) for the 2021 calendar year; and

BE IT FURTHER RESOLVED, that Rileighs Outdoor Decor has submitted a Pay to Play disclosure form which certifies that Rileighs Outdoor Decor 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 them from making any

reportable contributions through the term of the contract, in compliance with necessary regulations and measure of the State of New Jersey under N.J.S.A. 19-44A-20.27; and

BE IT FURTHER RESOLVED, that Rileighs Outdoor Decor 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; 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.

The following resolution was read:

No. 2021-267

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, a legal action was filed against the Town of Secaucus ("Town" or "Secaucus") entitled HARTZ MOUNTAIN INDUSTRIES, INC. and HARTZ MOUNTAIN DEVELOPMENT CORP. ("Hartz") v. THE TOWN OF SECAUCUS in the Superior Court of New Jersey, Law Division, Hudson County, under Docket No. HUD-L-4694-18, where Hartz demanded dedication of its' Harmon Meadow -- Mill Creek Complex Route 3 East entrance way "Bridge;" and

Whereas, the parties have agreed to amicably resolve the within matter without the uncertainty and cost of litigation; and

Whereas, it is upon the advice and recommendation of the Town Counsel, and Town Special General Counsel to approve the proposed settlement; and

WHEREAS, the parties agree in concept, subject to a more formal document, that Secaucus shall accept ownership of the "Bridge" structure with Hartz accepting the maintenance of the bridge's sidewalks, fencing and general roadway surface.

NOW THEREFORE BE IT RESOLVED, that the Mayor & Council of the Town of Secaucus hereby affirms, ratifies and authorizes the law firm of Chasan Lamparello, Mallon & Cappuzzo, through Kenneth A. Porro, Esq. to settle the above referenced legal action which in general terms provides that the Harmon Meadow "Bridge" ownership shall be accepted by the Town of Secaucus and the routine "Bridge" maintenance accepted by Hartz.

Hartz further agreed to no further complex roadway dedication for at least twenty (20) years from execution of this agreement.

This agreement is reflective of the Hartz-Turnpike Bridge agreement, which bridge is also located within the Harmon Cove-Mill Creek Complex.

The following resolution was read:

No. 2021-268

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Town of Secaucus ("Town") through counsel on September 27, 2021, filed a lawsuit entitled TOWN OF SECAUCUS, a municipal governmental entity v. NEW JERSEY SPORTS & EXPOSITION AUTHORITY ("NJSEA") Formerly NEW JERSEY MEADOWLANDS COMMISSION ("NJMC"); Formerly HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION ("HMDC"); ABC CORP., I, II, III; and JOHN DOE I, II, III, in the Superior Court of New Jersey, Law Division, Hudson County, under Docket No. HUD-L-003375-2021; and

WHEREAS, this lawsuit reflects a dispute as to the New Jersey Sports & Exposition Authority's ("NJSEA") implementation and oversight of the Meadowlands Transportation Planning District funds under NJSA 5:10 A-74 (k); and

WHEREAS, the statutory development fees under NJSA 5:10 A-74 (k); specifically directs a thirty percent (30%) development fee to the situs municipality, here Secaucus; and

WHEREAS, the Defendant NJSEA has not sought the approval of or consulted with Secaucus as to the allocation of Secaucus' share of its TPD funds; and

WHEREAS, Defendant, NJSEA's actions are arbitrary & capricious.

NOW THEREFORE, BE IT RESOLVED, that the Mayor & Council of the Town of Secaucus hereby affirms, ratifies and authorizes the law firm of Chasan Lamparello, Mallon & Cappuzzo, through Kenneth A. Porro, Esq. to pursue a legal action against the NJSEA for the damages which are being caused to the Town of Secaucus, by NJSEA's improper implementation and oversight of the Meadowlands Transportation Planning District funds under NJSA 5:10 A-74 (k).

Councilman Dehnert moved to approve the resolutions on the Consent Agenda, seconded by Councilman Clancy.

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

Motion carried.

PAYMENT OF CLAIMS

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

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

Motion carried.

September 28, 2021

Town of Secaucus Payroll Acct. w/ending 09/03/2021		\$ 990,144.32
Adm. & Exec	20,066.38	
Mayor & Council	18,240.30	
Municipal Clerk	7,117.98	
Community Shuttle Bus	2,728.55	
Legal Dept.	7,289.31	
Municipal Court	21,361.03	
Engineering	8,020.02	
Pub. Bldgs. & Grds.	55,777.05	
Off. Of Inspect.	13,548.53	
Planning Board	200.00	
Bd. Of Adjustments	0.00	
Comm. & Security Adm	6,146.76	
Environmental	3,625.35	
Construction	25,344.73	
Treasurer	22,056.00	
Tax Assessor	7,310.48	
Tax Collector	6,644.46	
Police Dept.	419,757.06	
School Cross Grds.	486.07	
Office of Emergency Man.	0.00	
Unif. Fire Safety Off.	000.00	
Rd. Repair & Maint.	156,418.59	
Sewer System	000.00	
Recycling Coord.	6,294.93	
Bd. of Health	6,807.62	
Mosquito	000.00	
Social Services	24,275.89	
Fire Dept. Incentives	000	
Pks. & Play Grds.	0.00	
Retiress Health	000.00	
Eyeglasses except police	000.00	
Supv. Of Play Act.	65,028.16	
Rec. Activities	0.00	
Social Security	49,013.50	
Pool Social Security	000.00	
Pool Oper.	36,585.57	
Grant Fund (OEM)	00.00	
CDBG	00.00	
Town of Secaucus Tax Escrow Acct. weekending 09/03/2021		\$100,509.94
Town of Secaucus Payroll Acct. w/ending 09/17/2021		\$ 952,129.02
Adm. & Exec	20,543.76	
Mayor & Council	1,955.78	
Municipal Clerk	7,111.73	
Community Shuttle Bus	2,571.71	
Legal Dept.	7,214.31	
Municipal Court	22,453.44	
Engineering	7,097.52	
Pub. Bldgs. & Grds.	55,708.93	
Off. Of Inspect.	11,380.79	
Planning Board	000.00	
Bd. Of Adjustments	000.00	
Comm. & Security Adm	5,947.88	
Environmental	3,361.50	
Construction	25,612.97	
Treasurer	21,528.69	

September 28, 2021

Councilman Dehnert moved to approve the above mentioned communication, seconded by Councilman Clancy.

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

Acceptance of extended leave of absence for Sarin Nair due to a new role at work requiring him to be out of the United States.

Councilman Clancy moved to approve the foregoing communications, seconded by Councilwoman Tringali.

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

COMMITTEE REPORTS

Councilman Costantino spoke about the Police Department initiative to spread awareness about Infant Protection month.

Councilman Clancy spoke about a resident in need of a kidney donation. Call 201-330-2000 to donate.

He also stated Restaurant Night will be held on September 25, 2021.

Councilman Clancy also stated the Immaculate Conception Church is hosting an Oktoberfest on Sunday, October 3, 2021.

Councilwoman Tringali spoke about the upcoming Street Fair on October 1, 2021 through October 3, 2021.

She also stated the Town Wide Garage Sale will be taking place on Saturday October 2, 2021 with a rain date of Sunday October 3, 2021.

Councilwoman Tringali also mentioned the Food Pantry has a need this Holiday season for stuffing, canned goods, and gift cards to local supermarkets.

Councilman McKeever noted that the Blessing of the Animals will be done at the Episcopal Church of our Savior on Sunday October 10, 2021.

He also announced that on October 14, 2021 all are invited to attend a meeting with the Mayor and Council for a discussion regarding the agenda and proposed ideas for the upcoming year.

Councilman Costantino discussed the upcoming event Walk to School with a Local Police Officer. No registration required.

Councilman Clancy announced that for the month of October, the Food Drive is in need of pasta, sauce and cans of soup.

Councilman Dehnert spoke of HCIA event on October 3, 2021. You can dispose of used tires and computer parts.

He noted that the Green Drop will be October 2, 2021.

Councilman McKeever announced a private movie showing of James Bond benefiting the Rotary Club. For tickets contact Don Evanson at 201-902-9742.

He noted there will be a Hiring Event on October 19, 2021.

He also noted that on October 23, 2021 the Secaucus Police Department is collecting prescription drugs that need to be disposed of at the Secaucus Public Library.

UNFINISHED BUSINESS

Councilman Clancy spoke about various Library events presented by Bart Shatto on October 7, 14, 28 of this year.

NEW BUSINESS

Town Clerk, Michael Marra, announced that the deadline to register to vote is on October 12, 2021. The Clerks office will remain open until 9:00 PM that day for Late Night Voter Registration.

He also noted that the next council meeting will be held on Wednesday October 13, 2021.

REMARKS OF CITIZENS

Don Evanson

Councilman Clancy moved to adjourn the meeting 7:45 PM seconded by Councilwoman Tringali.

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

Michael Marra, Town Clerk