

October 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 October 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 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

Pledge of Allegiance

Police Officer Mikhail Kowlessar was given a Proclamation for his efforts in saving the life of five week old infant.

The following proclamation was read:

PROCLAMATION

WHEREAS, Secaucus Police Officer Mikhail Kowlessar is recognized and commended for swift and appropriate actions that saved the life of a five-week old infant; and

WHEREAS, on October 7, 2020 at 8:37 PM the Secaucus Police received a call from a father stating that his infant was turning blue; and

WHEREAS, police officers responded to the Mallard Place residence where they found the baby boy not breathing, even as his mother administered cardio-pulmonary resuscitation (CPR); and

WHEREAS, Police Officer Mikhail Kowlessar was one of the responding officers; and

WHEREAS, he stepped in, took the newborn and swiftly administered "back slaps", in accordance with his training; and

WHEREAS, as a response to Officer Kowlessar's actions, the infant spit up clear liquid and began to breathe on his own and was transported to the Hackensack University Medical Center; and

WHEREAS, his intervention is commended for appropriately utilizing his training and implementing it flawlessly thereby saving an infant's life; and

WHEREAS, Officer Kowlessar sets an example through a job well done, and is commended for his controlled and professional response, and for positively influencing the outcome of a critical incident.

NOW THEREFORE, on this day, October 27, 2020, I, Michael J. Gonnelli, Mayor of the Town of Secaucus, County of Hudson, State of New Jersey, do hereby ask the people of Secaucus to join me in honoring Police Office Mikhail Kowlessar and commending him for his professionalism.

Police Chief Miller was given a proclamation for his efforts during a domestic violence call on December 1, 2019.

The following proclamation was read:

PROCLAMATION

WHEREAS, Secaucus Police Department Chief Dennis Miller, is recognized and commended for his leadership, guidance and team-building, and for always ensuring the safety and well-being of our community; and

WHEREAS, on December 1, 2019, the Secaucus Police Department received a 911 call from a nervous and frantic victim of domestic violence; and

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WHEREAS, in the steady rain and sleet, officers from the Secaucus Police Department responded to the call and arrived within minutes. Despite the inherent danger, and with total disregard for their own safety, officers approached the residence and engaged with the armed suspect to protect the victim from immediate harm. When the gunfire ceased, the suspect was found deceased and in possession of a loaded .38 caliber handgun, which he used to fire at officers; and

WHEREAS, due to the complex and dangerous nature of the incident, several inter-departmental and local agencies were called to assist in the response. Chief Miller provided seamless communication, continuous coordination and exemplary leadership to ensure the safety of the victim and all residents in the densely populated neighborhood; and

WHEREAS, Chief Miller called upon his many years of experience and guided the process and personnel in a highly effective manner ensuring all involved effectively communicated and responded efficiently in what was a highly charged and chaotic incident; and

WHEREAS, he continues to raise the level of professionalism in the Department, strives for greater community-police interaction and places paramount importance on the safety and security of Secaucus residents and business.

NOW THEREFORE, on this day, October 27, 2020, I, Michael J. Gonnelli, Mayor of the Town of Secaucus, County of Hudson, State of New Jersey, do hereby ask the people of Secaucus to join me in honoring Chief Dennis Miller for his guidance and exemplary leadership.

Dr. Iyad Baker was given two plaques by the Secaucus Police Department and the Mayor and Council for his efforts during the pandemic.

APPROVAL OF MINUTES

The following resolution was read:

No. 2020-256

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the minutes of the Regular Meetings of August 25, 2020, September 9, 2020, September 22, 2020 and October 13, 2020 are hereby approved.

Councilman Gerbasio moved to approve the foregoing resolution, seconded by Councilman Dehnert.

AYES: Costantino, McKeever, Clancy, Dehnert, Gerbasio, Tringali Gonnelli
NAYS: None
ABSTAIN: Costantino on October 13 only.
ABSENT: None

Motion carried.

ORDINANCES FOR INTRODUCTION

The following ordinance was read for introduction:

No. 2020-22

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF THE TOWN OF SECAUCUS, ENTITLED "POLICE DEPARTMENT" TO UPDATE QUALIFICATIONS AND PROCEDURES FOR APPOINTMENTS

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

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

Motion carried.

The following ordinance was read for introduction:

No. 2020-23

AN ORDINANCE UPDATING CHAPTER 914 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "RECYCLING IN ITS ENTIRETY"

Councilman Costantino moved to accept the first reading of the foregoing

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

Motion carried.

Public hearing on the foregoing ordinances will be on November 10, 2020.

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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. 2020-257

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the Clerk of Town Council pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated a regulation N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Schedule of Findings and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: "Schedule of Findings and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto: and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Secaucus, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

The following resolution was read:

No. 2020-258

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
FOR APPROVAL OF CHANGE ORDER #1 TO A CONTRACT WITH AJM CONTRACTORS, INC. FOR THE 2020
MILL/OVERLAY PROGRAM

WHEREAS, the Town of Secaucus has a contract with AJM Contractors, Inc. for the 2020 Mill/Overlay Program, under Resolution 2020-145, in the amount of \$182,740.00; and

WHEREAS, it has been determined that additional work is needed, including additional grading, which will increase the total cost by Forty-Seven Thousand Nine Hundred Sixty Dollars and 00/100 (\$47,960.00); and

WHEREAS, there is a need for a Change Order #1 to increase the contract with

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AJM Contractors, Inc. in the amount of Forty-Seven Thousand Nine Hundred Sixty Dollars and 00/100 (\$47,960.00) for the work set forth, which will increase the overall contract amount to Two Hundred Thirty Thousand Seven Hundred Dollars and 00/100 (\$230,700.00); and

WHEREAS, the Chief Financial Officer certifies that there are sufficient funds under account 10-2150-55-70608-001 for said contract.

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 #1 for AJM Contractors, Inc. in the amount of Forty-Seven Thousand Nine Hundred Sixty Dollars and 00/100 (\$47,960.00) is hereby approved.

Financial officers
Certification attached.

The following resolution was read:

No, 2020-259

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING THE CONTRACT FOR THE REMOVAL OF CONTAMINATED SOIL AT FARM ROAD PARK TO HUGERICH CONSTRUCTION, INC.

WHEREAS, the Town of Secaucus has the need for the Removal of Contaminated Soil at Farm Road Park; and

WHEREAS, Hugerich Construction, Inc. was awarded a contract for Heavy Equipment Leasing Services on February 13, 2018 per Resolution 2018-58, and was extended under Resolution 2019-30, and Resolution 2020-49;

WHEREAS, the Town of Secaucus received a proposal from Hugerich Construction of Secaucus, NJ for the Removal of Contaminated Soil at Farm Road in an amount of Two Hundred Forty-Eight Thousand Six Hundred Seventy-Seven Dollars and 00/100 (\$248,677.00); and

WHEREAS, the proposal includes a deposit of Seventy-Four Thousand Six Hundred Three Dollars and 10/100 (\$74,603.10), to be paid prior to the start of work; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds to award this contract are available under line items 01-2030-00-11233-069 \$193,212.38 and 01-2010-00-11233-069 \$55,464.62; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, to award a contract to Hugerich Construction, Inc., for the Removal of Contaminated Soil for an amount not to exceed Two Hundred Forty-Eight Thousand Six Hundred Seventy-Seven Dollars and 00/100 (\$248,677.00); and

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

Financial officers
Certification attached.

The following resolution was read:

No. 2020-260

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS REGARDING AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS FOR THE PROVISION OF 2020 ROAD PROGRAM MEADOW LANE RECONSTRUCTION

WHEREAS, the Town of Secaucus requires the provision of the 2020 Road Program Meadow Lane Reconstruction

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 for and receive bids from vendors for the provision of the 2020 Road Program Meadow Lane Reconstruction.

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The following resolution was read:

No. 2020-261

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING
THE AWARD OF A CONTRACT FOR THE FURNISHING AND INSATALLATION OF A MOTOR AND VARIOUS
COMPONENTS FOR A FIRE VESSEL TO NASSAU MARINE
HOLDING UNDER THE FY 2020 PORT SECURITY GRANT

WHEREAS, the Town of Secaucus' Fire Department has the need for the Furnishing and Installation of a Motor and Various Components for their Fire Vessel; and

WHEREAS, the Town of Secaucus' Fire Department has obtained three (3) quotes for these services; and

WHEREAS, Nassau Marine Holding, located at 3245 Rt. 35 South, Lavallette, NJ 08735, has submitted a proposal, that was presented to the qualified purchasing agent, providing for the Furnishing and Installation of a Motor and Various Components for a Fire Vessel at an amount not to exceed Thirteen Thousand Two Hundred Thirty-Five Dollars and 97/100 (\$13,235.97); and

WHEREAS, Nassau Marie Holding was the lowest responsible quote; and

WHEREAS, this contract will be funded by the FY 2020 Port Security Grant; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds to award this contract are available under line item 09-3000-00-92347-002.

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 the Furnishing and Installation of a Motor and Various Components to Nassau Marine Holding at an amount not to exceed Thirteen Thousand Two Hundred Thirty-Five Dollars and 97/100 (\$13,235.97); and

BE IT FURTHER RESOLVED, that Nassau Marine Holding 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 with Nassau Marine Holding for the services as described herein; 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. 2020-262

RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS AUTHORIZING
THE AWARD OF A CONTRACT FOR A GPS IMOD NEEDLEPOINT
BIPOLAR IONIZATION SYSTEM TO POW-R-SAVE

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WHEREAS, the Town of Secaucus has determined the need for a GPS IMOD Needlepoint BiPolar Ionization System for Secaucus Town Hall to help protect Town staff and residents from Covid-19; and

WHEREAS, the Town of Secaucus has obtained three (3) quotes for a GPS IMOD Needlepoint BiPolar Ionization System; and

WHEREAS, Pow-R-Save, located at 15 Somerset Place Clifton, NJ 07012 has submitted a proposal, dated October 7, 2020, that was presented to the qualified purchasing agent, providing for a GPS IMOD Needlepoint BiPolar Ionization System at an amount of Twelve Thousand Four Hundred Fifty Dollars and 00/100 (\$12,450.00); and

WHEREAS, Pow-R-Save 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 12-2830-00-02900.

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 a GPS IMOD Needlepoint BiPolar Ionization System 1203 Paterson Plank Road to Pow-R-Save at an amount not to exceed Twelve Thousand Four Hundred Fifty Dollars and 00/100 (\$12,450.00); and

BE IT FURTHER RESOLVED, that Pow-R-Save 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 with Pow-R-Save for a GPS IMOD Needlepoint BiPolar Ionization System as described herein; 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. 2020-263

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
REGARDING AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS FOR THE PROVISION OF 2020 ROAD
PROGRAM SECAUCUS ROAD RECONSTRUCTION

WHEREAS, the Town of Secaucus requires the provision of the 2020 Road Program Secaucus Road Reconstruction.

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 for and receive bids from vendors for the provision of the 2020 Road Program Secaucus Road Reconstruction.

The following resolution was read:

No. 2020-264

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 the Town Administrator and Human Resources Director the below person is hereby promoted to the position of Coordinator in the Health Department (#070000) at the salary noted below, effective October 26, 2020:

Aguilera, Christine \$44,000.00 / annum

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The following resolution was read:

No. 2020-265

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendations of Michael Pero, Superintendent of Recreations, the below individuals are hereby appointed to the regular part time Custodian position (shifts evening & weekend) at the Rec Center Department (#085000) effective October 27, 2020 as follows:

Williams, Robert (start 10/23/20)	\$11.00 / Hour
Brucaliere, Charles #5041	\$11.00 / Hour

The following resolution was read:

No. 2020-266

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
AUTHORIZING A CHANGE IN PROFESSIONAL SERVICE CONTRACTS
OF DAVID J. HEINTJES, ESQ.

WHEREAS, the Mayor and Council of the Town of Secaucus seek the services of various professionals for one (1) year contract terms, and sought such last on January 15, 2020; and

WHEREAS, David J. Heintjes, Esq., was awarded a Professional Service Contract for Labor Attorney and Alcoholic Beverage Control Board Counsel pursuant to Resolution 2020-65 dated February 25, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus, County of Hudson, in the State of New Jersey, accept that the contract with David J. Heintjes, Esq. for Labor Attorney and Alcoholic Beverage Control Board Counsel will be through the firm Weiner Law Group LLP, 629 Parsippany Road, Parsippany, New Jersey as Attorney Heintjes is now associated with that firm; and

BE IT FURTHER RESOLVED, that the Purchasing and Finance Departments be advised of the address change for the services of David J. Heintjes, Esq. for the remainder of the professional service contract period through February 14, 2020; and

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

The following resolution was read:

No. 2020-267

RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY DEPARTMENT
OF TRANSPORTATION'S TRANSPORTATION ALTERNATIVES
SET-ASIDE PROGRAM 2020

WHEREAS, the Town of Secaucus, State of New Jersey, desires to apply to the New Jersey Department of Transportation for funding under the 2020 Transportation Alternatives Set-Aside Program; and,

WHEREAS, the Town of Secaucus has designed the Plaza Center Streetscape Project to meet all criteria necessary to receive funding under the Transportation Alternatives Set-Aside Program, and to maximize accessibility of multiple modes of surface transportation in the area of Plaza Center; and,

WHEREAS, the primary activity of the Plaza Center Streetscape Project will be to complete a number of streetscape improvements that will improve pedestrian access to Plaza Center and beautify the Plaza Center area; and,

WHEREAS, this primary activity involves land that is owned by the Town of Secaucus, and the Town of Secaucus hereby commits to maintain the streetscape after the improvements are completed; and,

WHEREAS, responsibilities for administering the proposed project in accord with federal and state guidelines (to be known as the Responsible Charge) will be Gary Jeffas, full-time Town Administrator; and,

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Secaucus, County of Hudson, State of New Jersey, formally authorizes submission of the electronic grant

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application identified as TA-2020-Plaza Center Streetscape Project-00035 to the New Jersey Department of Transportation for funding under the Transportation Alternatives Set-Aside Program on behalf of the Town of Secaucus.

The following resolution was read:

No. 2020-268

RESOLUTION OF SUPPORT FOR THE ESSEX HUDSON GREENWAY

WHEREAS, the Old Boonton Right-of-Way which averages 100' in width passes through portions of two (2) counties and eight (8) municipalities including the Town of Secaucus, and will connect users to a myriad of schools, businesses, transit stations, and facilities providing a safe corridor of travel for students and commuters alike; the proposed Essex-Hudson Greenway ("Greenway") will provide new recreational and alternative transportation opportunities for residents of the towns within the Greenway, as well as the surrounding communities throughout the counties; and

WHEREAS, the project will provide Town residents, employees and visitors with safe bicycle connections to the communities, parks, colleges, commerce and other destinations along the route; increase property values; ease local congestion on roads; provide a close-to-home, inexpensive venue for regular outdoor exercise; and

WHEREAS, the Open Space Institute Land Trust, Inc., a regional charity active in the development of parks and rail trails, has entered into a Purchase and Sale Agreement with Norfolk Southern Railway Company; owners, to acquire the 8.63-mile rail right-of-way of the former New York & Greenwood Lake Railroad beginning at the point of abandonment in Montclair Township at Mile Post WD 11.6 (near Station 600+46), and lying within the municipalities of Montclair Township, Glen Ridge Borough, Bloomfield Township, Belleville Township, and the City of Newark in Essex County and the Town of Kearny, the Town of Secaucus to the point of abandonment in the City of Jersey City in Hudson County at Mile Post WD 2.9 (near Station 255 + 61) (hereinafter referred to as the "Old Boonton Right of Way"); and

WHEREAS, the design and construction of the Essex-Hudson Greenway will incorporate stormwater mitigation measures and "green" infrastructure designed to mitigate stormwater flooding and Combined Sewer Outfall (CSO) overflows in the communities where such Greenway will be located; and

WHEREAS, the Town of Secaucus will work with stakeholders to request the support of state and federal agencies, including the State Department of Environmental Protection, Department of Transportation, Department of Community Affairs, and the Economic Development Authority, as well as the Essex and Hudson State Legislature Representatives and the congressional delegations whenever possible to identify additional financial resources.

NOW, THEREFORE, BE IT RESOLVED, the Town of Secaucus, County of Hudson, State of New Jersey, formally supports the Essex Hudson Greenway project through this act of resolution; and

BE IT FURTHER RESOLVED the Council of Secaucus applauds the reuse of the Old Boonton Right of Way for the purpose of conservation and recreation and to enable the establishment and construction of a multi-use trail along the right-of-way to be known as the Essex-Hudson Greenway.

The following resolution was read:

No. 2020-269

A RESOLUTION ON BEHALF OF THE TOWN OF SECAUCUS
OPPOSING THE CONSTRUCTION OF NJ TRANSIT FOSSIL FUEL POWER PLANT

WHEREAS, NJ Transit has proposed to build a gas-fired power plant ("NJ TRANSITGRID Traction Power System") in Kearny, New Jersey, in a region whose five counties, Bergen, Hudson, Passaic, Union, and Essex have 3.5 million residents, making it among the most densely populated in the country; and

WHEREAS, NJ Transit will use \$546 million of taxpayer money to construct this plant; and

WHEREAS, Northern New Jersey already suffers high levels of air pollution from eight fossil-fuel power plants which are among the largest sources of such pollution in New Jersey; and

WHEREAS, NJ Transit's environmental impact statement estimates this power plant would emit at least 577,000 tons of GHG (greenhouse gases) annually and emissions would be in direct opposition to the goals of the NJ Clean Energy Act, EO 28, EO 100, the 2019 Energy Master Plan and New Jersey's EJ policies; and

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WHEREAS, based on scientific studies NJ Transit's environmental impact statement understates the lifecycle methane emissions from the plant, which would bring its total annual emissions to over 1 M tons of GHG (an increase of 1% in total NJ GHG emissions); and

WHEREAS, according to *International Journal of Environmental Research and Public Health*, gas infrastructure facilities can annually emit hundreds of tons of pollutants including particulate matter, toxic chemicals such as sulfur dioxide, mercury, and known carcinogens such as benzene and formaldehyde, and are known to increase the severity of asthma and other respiratory diseases; and

WHEREAS, the American Lung Association "State of the Air 2020" report gives Bergen and Hudson counties grades of "F" and Passaic and Essex counties grades of "D" for ground-level ozone air pollution and are out of compliance with EPA limits on ozone, but this proposed plant will be allowed to increase the concentration of ozone precursors (volatile organic compounds and nitrogen oxides) resulting in increased ground-level ozone in this region through the purchase of "ozone credits;" and

WHEREAS, the American Lung Association "State of the Air 2020" report shows Northern New Jersey already has significant populations with pediatric and adult asthma, COPD, and other conditions such as cardiovascular disease, diabetes, cancer, nervous disorders, and mental disorders which will be exacerbated by additional volumes of air pollution, and studies have shown ground-level ozone causes premature death; and

WHEREAS, the long-term negative impact of polluted air and the poor health conditions it creates or aggravates contributed to the high death toll from COVID-19 in New Jersey and will continue to put these populations at higher than average risk, especially in our minority communities; and

WHEREAS, the location of this gas-fired power plant in a flood-prone area already highly contaminated with toxic chemicals represents poor land-use planning and its construction increases the risk of existing contaminants migrating into the Hackensack River, and poses a direct threat to one of the state's most crucial ecological resources, the Meadowlands; and

WHEREAS, the rapidly declining cost of solar energy and storage have already caused the cancellation of projects using gas to generate electricity and is forecasted to become significantly cheaper than gas in the coming years, and other renewable energy sources and improvement in energy storage technology will likely leave NJ Transit with a stranded asset thus wasting \$546 million in taxpayer funds; and

WHEREAS, hybrid microgrids using a combination of primarily renewable energy and storage technologies with backup emergency fossil fuel or tidal power (to be used only when the commercial grid is down) have been demonstrated to be cost-effective approaches when compared to all fossil fuel designs for microgrids whose purpose is to provide power when commercial power is not available; and

WHEREAS, hybrids microgrids have potentially better resiliency (through multiple, synergistic sources of power) that may better serve the needs of NJ Transit, while eliminating virtually all air pollution emissions; and

WHEREAS, NJ Transit has never considered such a state-of-the art hybrid microgrid solution; and

WHEREAS, the Mayor and Town Council of the Town of Secaucus do not oppose NJ Transit's efforts to improve the resiliency of public transportation and recognizes that the many jobs involved in this project, if not more, will still be created by using a hybrid microgrid solution instead of a gas-fired power plant; and

WHEREAS, trade union workers in our state deserve economic expansion and infrastructure projects that don't negatively impact our public health and environment, and which are forward-looking and will develop needed skills and expertise in renewable energy technologies; and

WHEREAS, the Mayor and Town Council of the Town of Secaucus have a principal responsibility to protect the health and safety of the Town's residents and businesses as well as to ensure the prudent spending of tax dollars paid by its citizens; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Secaucus, County of Hudson, State of New Jersey, in the interest of protecting its residents and businesses opposes construction of this gas-burning NJ Transit power plant; and

BE IT FURTHER RESOLVED, that Michael Marra, Town Clerk shall forward this Resolution to Governor Phil Murphy, Congressman Bill Pascrell Jr., Commissioner of the New Jersey

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Department of Environmental Protection Catherine McCabe, NJ Transit Executive Direction Kevin Corbett, State Senator Robert Menendez, Assemblywoman Angelica Jimenez Assemblyman, Pedro Mejia, County Executive Tom DeGise, and Hackensack Meadowlands Municipal Committee.

CERTIFICATION

I, Michael Marra,

MUNICIPAL CLERK OF THE TOWN OF SECAUCUS, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND TOWN COUNCIL ON OCTOBER 27, 2020
MICHAEL MARRA, MUJICIPAL CLERK

The following resolution was read: No. 2020-270

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 Raymond Ciecuch, Assistant Superintendent of Buildings and Grounds that pending the successfully completion of the background checks and drug screening, the below person is hereby a replacement to the regular full-time position of Maintenance in the Buildings and Grounds Department (#19000) effective October 28, 2020 as follows:

Vargas, Rafael \$38,377.00 / annum

The following resolution was read: No. 2020-271

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that the Chief Financial Official be and is hereby authorized to make the following transfers for 2020 budget year effective 11/01/2020 in accordance with N.J.S.A 40a:4-58, two thirds of the full membership of the Town Council concurring:

Transfer from:		Transfer to:	
Recreational Activities	\$60,000.00	Community Shuttle S/W	\$20,000.00
(Account 51811)		Social Services S/W	\$32,000.00
		Board of Health S/W	\$ 5,000.00
		Board of Health O/E	\$ 3000.00
	<u>\$60,000.00</u>		<u>\$60,000.00</u>

The following resolution was read: No. 2020-272

RESOLUTION AUTHORIZING TEMPORARY OUTDOOR DINING EXTENSION THROUGH NOVEMBER 30, 2020

WHEREAS, the Governor's Executive No. Order 150 issued June 3, 2020, permits municipalities to exercise authority to allow "food or beverage establishments" to expand their footprint to outdoor areas, both privately and municipally owned, with operation in accordance with state guidelines; and

WHEREAS, the Mayor and Council of the Town of Secaucus adopted Resolution 2020-122 authorizing the issuance of "Temporary Outdoor Dining Special Event Permits" for local food or beverage establishments within the Town of Secaucus' zoning boundaries for operation beginning June 15, 2020, in accordance with the Governor's COVID-19 reopening plan and Executive Order No. 150; and

WHEREAS, in furtherance of such, the Mayor and Council also adopted Resolution 2020-173 on July 28, 2020, extending the time limitation on certain dates and Resolution 2020-177 on August 25, 2020, extending temporary outdoor dining permits through October 31, 2020; and

WHEREAS, numerous local food or beverage establishments have been issued "Temporary Outdoor Dining Special Event Permits" and the Mayor and Council of the Town of Secaucus want to further support local businesses and the local economy during this time period by extending the outdoor dining option for additional time.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of

October 27, 2020

Secaucus, County of Hudson, State of New Jersey, extend any current "Temporary Outdoor Dining Special Event Permits" through November 30, 2020, and authorize the issuance of "Temporary Outdoor Dining Special Event Permits" for local food or beverage establishments within the Town of Secaucus' zoning boundaries through said date in accordance with the Governor's COVID-19 reopening plan and Executive Order No. 150; and

BE IT FURTHER RESOLVED that all other applicable federal, state and local regulations remain in effect and be enforced except that any Town Ordinance or regulation/policy in conflict with the purpose and intent of this Resolution shall be superseded until November 30, 2020, or until this Resolution is revoked, whichever is earlier; and

BE IT FURTHER RESOLVED that the ABC designee is authorized to take any action necessary to effectuate this time extension for any local license holders involved, noting that pursuant to the State of New Jersey Division of Alcoholic Beverage Control SR2020-21, current COVID-19 Expansion Permits held by licensees are valid through November 30, 2020; 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. 2020-273

RESOLUTION UPDATING THE PREVIOUSLY ESTABLISHED GREEN TEAM ADVISORY COMMITTEE

WHEREAS, the Town of Secaucus strives to save tax dollars, assure clean air and water, and improve working and living environments in an effort to build a community that is sustainable economically, environmentally and socially; and

WHEREAS, the Town of Secaucus wishes to build a model of government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on "Green" issues, the Mayor and Council established a Green Team Advisory Committee (GTA); and

WHEREAS, the Town of Secaucus has prioritized a focus on "Green" issues; and

WHEREAS, the Town of Secaucus has worked diligently to make operations greener and more environmentally friendly by increasing its recycling initiatives, increasing its hybrid vehicle fleet, establishing an Environmental Committee, appointing an Environmental Coordinator and the like; and

WHEREAS, solar power, continued changes to fleet purchasing and maintenance, water quality improvements, operational changes, etc. will all be considered as the Town moves to do their share to lessen environmental impact of its operations; and

NOW, THEREFORE, BE IT RESOLVED, by the Town of Secaucus that we did previously established a Green Team Advisory Committee consisting of seven members: one of whom shall be the Mayor or the Mayor's designee, one of whom shall be the Environmental Coordinator and the remaining five appointments shall be residents and/or employees of the Town of Secaucus, appointed for two year terms by a majority of the Mayor and Council, expiring on December 31' of the second calendar year of appointment.

BE IT FURTHER RESOLVED, by the Town of Secaucus that the following persons are hereby appointed to the GTA until December 31, 2021:

1. Mayor Michael Gonnelli
2. Jennifer Schneider (Environmental Coordinator)

3. Ava Mroz
4. Katrina Tavarez
5. Cyn Constantine
6. Daniel Jackson
7. Renee Agathos

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The following resolution was read:

No. 2020-274

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Town Council of Secaucus, County of Hudson, State of New Jersey, pursuant to the recommendation of Michael Pero, Superintendent Receptions that the below listed persons are hereby appointed to the regular part time position of Park Attendants in Park Patrol Department (#76000). The positions are contingent on the successful completion of background, criminal checks and drug screen effective October 28, 2020 as follows:

Wolf, Robert #7343	\$14.50 / hour
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The following resolution was read:

No. 2020-275

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, New Jersey State Law (N.J.S.A. 38:23-1) requires a public employer to provide a paid leave of absence not to exceed 30 work days for employees called to active duty who are members of the reserves of the United States military; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, upon the recommendation of the Town Administrator, authorize Police Officer Peter Maraldo of the Secaucus Police Department to take a leave of absence without loss of pay or time for thirty (30) work days, as he is being mobilized to active duty beginning October 19, 2020 through March 5, 2021; and

BE IT FURTHER RESOLVED, that for any continuation of the leave of absence after thirty (30) work days, Police Officer Peter Maraldo will be paid a salary equal to the difference between his regular full time pay, without overtime, and his military pay; and

BE IT FURTHER RESOLVED, during the full term of his leave the Town will continue Police Officer Maraldo's health benefits, pension payments and life insurance coverage, which contributions shall continue with standard contributions/deductions on behalf of the Town and Employee based on employees pre-deployment base salary; and

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

The following resolution was read:

No. 2020-276

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE ENTERPRISE AVE PRESERVATION PROJECT

NOW, THEREFORE, BE IT RESOLVED that the Council of the Town of Secaucus formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Town Council and Clerk are hereby authorized to submit an electronic grant application identified as [LFIF-2021-Enterprise Ave Preservation Projec-00029](#) to the New Jersey Department of Transportation on behalf of the Town of Secaucus.

BE IT FURTHER RESOLVED that the Mayor and/or Town Administrator or their designee are hereby authorized to sign the grant agreement on behalf of the Town of Secaucus and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on this 27th day of October, 2020

Michael Marra
Clerk

October 27, 2020

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Michael Marra
Clerk

Michael Gonnelli
Mayor

Councilman Costantino moved to approve the resolutions in the Consent Agenda, seconded by Councilman Clancy.

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

NAYS: None

ABSENT: None

Motion carried.

PAYMENT OF CLAIMS

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

Town of Secaucus Payroll Acct. w/ending 10/02/20	\$ 981,806.09
Adm. & Exec	19,992.18
Mayor & Council	18,240.30
Municipal Clerk	5,611.71
Community Shuttle Bus	2,626.27
Legal Dept.	7,289.31
Municipal Court	21,277.24
Engineering	9,185.75
Pub. Bldgs. & Grds.	54,153.69
Off. Of Inspect.	11,044.72
Planning Board	000.00
Bd. Of Adjustments	000.00
Comm. & Security Adm	6,107.65
Environmental	2,286.55
Construction	25,365.18
Treasurer	19,449.53
Tax Assessor	7,310.48
Tax Collector	6,631.65
Police Dept.	442,559.56
School Cross Grds.	18,620.07
Office of Emergency Man.	000.00
Unif. Fire Safety Off.	000.00
Rd. Repair & Maint.	153,254.82
Sewer System	000.00
Recycling Coord.	6,482.72
Bd. of Health	4,425.94
Mosquito	000.00
Social Services	24,056.06
Fire Dept. Incentives	000
Pks. & Play Grds.	000.00
Retirees Health	000.00
Supv. Of Play Act.	53,967.71
Rec. Activities	5,613.06
Social Security	47,263.16
Pool Social Security	000.00
Pool Oper.	8,990.78
Grant Fund (OEM)	00.00
CDBG	00.0010/2/04/2020
	\$ 92,344.75
Town of Secaucus Payroll Acct. w/ending 10/16/2020	\$ 947,079.90
Adm. & Exec	19,969.67
Mayor & Council	1,955.78
Municipal Clerk	7,111.73
Community Shuttle Bus	2,742.27
Legal Dept.	7,214.31
Municipal Court	22,482.96
Engineering	9,029.61
Pub. Bldgs. & Grds.	56,619.95
Off. Of Inspect.	10,903.16
Planning Board	000.00
Bd. Of Adjustments	000.00
Comm. & Security Adm	6,749.49
Environmental	2,901.46
Construction	26,021.51
Treasurer	19,394.29
Tax Assessor	7,310.48

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Tax Collector	6,631.65	
Police Dept.	430,578.68	
School Cross Grds.	18,535.81	
Office of Emergency Man.	000.00	
Road Repair/Maintenance	154,114.29	
Unif. Fire Safety Off.	00.00	
Sewer System	00.00	
Recycling Coord.	6,302.25	
Bd.of Health	4,099.54	
Mosquito Control	00.00	
Social Services	23,815.90	
Fire Department	000.00	
SHBP Waiver	000.00	
Eyeglass/except police	000.00	
Supv. Of Play Act.	50,842.58	
Rec. Activities	6,032.53	
Rec. Activities Parttime	000.00	
Social Security	45,548.86	
Pool Social Security	000.00	
Pool Oper	000.00	
Town of Secaucus Tax Escrow Acct. weekending 10/16/2020		\$98,052.48
Town of Secaucus Payroll Acct. w/ending 10/30/2020		\$ 960,896.48
Adm. & Exec	19,886.30	
Mayor & Council	1,955.78	
Municipal Clerk	7,331.31	
Community Shuttle Bus	2,742.27	
Legal Dept.	7,214.31	
Municipal Court	22,980.51	
Engineering	8,765.91	
Pub. Bldgs. & Grds.	54,190.52	
Off. Of Inspect.	13,115.75	
Planning Board	000.00	
Bd. Of Adjustments	000.00	
Comm. & Security Adm	6,133.62	
Environmental	2,901.46	
Construction	25,540.49	
Treasurer	19,209.82	
Tax Assessor	7,310.48	
Tax Collector	6,631.65	
Police Dept.	411,484.59	
School Cross Grds.	14,453.95	
Office of Emergency Man.	000.00	
Road Repair/Maintenance	153,055.14	
Unif. Fire Safety Off.	00.00	
Sewer System	00.00	
Recycling Coord.	6,217.53	
Bd.of Health	4,280.97	
Mosquito Control	00.00	
Social Services	23,395.44	
Fire Department	31,850.0	
SHBP Waiver	000.00	
Eyeglass/except police	000.00	
Supv. Of Play Act.	49,747.63	
Rec. Activities	13,685.73	
Rec. Activities Parttime	000.00	
Social Security	48,079.22	
Pool Social Security	-263.90	
Pool Oper	000.00	
Town of Secaucus Tax Escrow Acct. weekending 10/16/2020		\$10,584.44
Total Amount Claims	Check No. 62790-63058	\$ 1,531,169.72
Recreation Acct	No checks written	
Recreation On-Line	None	

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

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

Motion carried.

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COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

Request by Hudson County Prosecutor Office to use the Humboldt Street Rec Center on October 30, 2020 for training.

Request by Jersey Flyers Aquatic Club to use the Recreation Center on Koelle Blvd for the month of November for various days and times.

Request by ABL/ Jim Pilla to use Humboldt Street Rec Center in November and December or men's basketball.

Request by Maroons Hockey to use the Ice Rink in various dates in October and November for a hockey clinic.

Councilman Gerbasio moved to approve the foregoing communications, seconded by Councilman Costantino.

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

Letters from Rescue #1, Engine #2 indicating that Jake Borelli and Frank Prezioso has resigned from the Secaucus Volunteer Fire Department.

Letter from Engine #1, stating that Ex-Captain Robert Mulligan has retired from the Secaucus Volunteer Fire Department.

Letter from Engine Co.#1 stating that Bryonna McClure has resigned as a member of the Secaucus Volunteer Fire Department.

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

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

COMMITTEE REPORTS

Councilman Gerbasio spoke about the great things being done by the Police Department and spoke about another incident.

Councilman Clancy spoke about a letter from the Superintendent of School with an update on the Covid in the schools.

Councilwomen Tringali spoke about an upcoming food drive. She also noted that the Ice Rink is open and offered the times that are available.

Councilman Dehnert spoke about the annual Toy Drive being held by the Town.

UNFINISHED BUSINESS

Councilman Gerbasio spoke about an upcoming Job Fair.

Councilman Costantino spoke about the upcoming Halloween and some of the guidelines implementing for safety reasons.

Councilman Clancy spoke about grants that the Town has received.

Mayor Gonnelli spoke about the work that will be done at the Mill Creek fields.

NEW BUSINESS

Councilman Gerbasio encouraged residents to visit the Town Museum.

Councilman Clancy spoke about events for Senior Citizens through the S.A.I.L Program.

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REMARKS OF CITIZENS

None

Councilman McKeever moved to adjourn the meeting 7:35 pm seconded by Councilman Dehnert.

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

NAYS: None

ABSENT: None

Motion carried

Michael Marra, Town Clerk