

March 8, 2016

MINUTES of the a Regular Meeting of the Mayor and Board of Council of the Town of Secaucus, County of Hudson, State of New Jersey held on the 8th day of March, 2016 at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber II.

PLEDGE OF ALLEGIANCE

Members of the Hygiene Project thanked the Mayor and various other Town Departments for their support. The presented over 200 cans of food to the Secaucus Food Pantry.

Mayor Gonnelli expressed his gratitude to all involved.

Adequate notice for this meeting, as required by the Open Public Meetings Act, has been provided by the filing of the notice of Meetings with the Municipal Clerk, the posting of said notice on the official bulletin board in the Municipal Building, and the delivery of same to the Secaucus Home News on December 31, 2015.

This body wishes to advise you that in accordance with N.J.A.C.5:23-11.1, et seq. of the Indoor Air Quality Standards and Procedures for Buildings Occupied by Public Employees, smoking anywhere in this public building is prohibited by law.

Present: Councilmembers: Michael Gonnelli
Robert Costantino
William McKeever
James Clancy
Susan Pirro
Mark Dehnert
Absent: Gary Jeffas

Tania Guaman gave a short presentation on Techniques in Alcohol Management (TAM). She spoke about how a 21 year old person was sent to the liquor store in the Town of Secaucus to see which ones asked for ID and which ones didn't.

Mayor Gonnelli commented on the issue.

APPROVAL OF MINUTES

The following resolutions was read: No. 2016-99

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 January 12, 2016, January 26, 2016, February 9, 2016 and February 23, 2016 are hereby approved.

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

AYES: Costantino, McKeever, Clancy, Pirro, Dehnert, Gonnelli
NAYS: None
ABSTAIN: Costantino on February 23, 2016 only
ABSENT: Jeffas

Motion carried.

The following ordinance was read for introduction: No.2016-7

AN ORDINANCE AMENDING CHAPTER 127 OF THE CODE OF THE TOWN OF SECAUCUS
ENTITLED "VEHICLES AND TRAFFIC"UPDATING FIRE ZONES IN HARMON COVE

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

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

Motion carried.

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The following ordinance was read for introduction: No.2016-8

AN ORDINANCE AMENDING SECTION 135-3 OF THE CODE OF THE TOWN OF SECAUCUS ENTITLED "NONCONFORMING USES, LOTS AND STRUCTURES" TO ADDRESS DISCONTIUED OR ABANDONED USES WITHIN A ZONE

Keri Eglentowicz, Town Attorney, explained some of the details of the ordinance.

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

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

Motion carried.

Public hearing for the aforementioned ordinance will be April 12, 2016.

CONSENT AGENDA-RESOLUTIONS

All matters listed under Consent Agenda are considered to be routine by the Mayor and Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

The following resolution was read: No. 2016-100

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 in accordance with N.J.S.A. 40A: 4-58, two thirds of the full membership of the Town Council concurring:

<u>Transfer To:</u>		<u>Transfer From:</u>	
Group Ins. For Empl O/E	\$103,058.78	Legal Services & Cost	\$103,058.78
Crossing Guards	\$ 1,410.00	Police Dept.	\$ 1,410.00
	\$104,468.78		\$104,468.78

The following resolution was read: No. 2016-101

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the town of Secaucus, that Maria Gigante is hereby transferred from the Recreation Department/Secaucus Ice Rink to the Tot/Teen Center, effective March 25, 2016.

The following resolution was read: No. 2016-102

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 Adel Mikhail is hereby appointed as a part Time Employee in the Board of Health, effective Friday, February 26, 2016 at the rate of \$10.00/hour.

The following resolution was read: No. 2016-103

RESOLUTION AUTHORIZING APPOINTMENT AWARD OF A PROFESSIONAL SERVICE CONTRACT

WHEREAS, the Town of Secaucus requires a planner to review and formulate Affordable Housing issues and requirements; and

WHEREAS, the funds to pay for these services come from the Affordable Housing Trust Fund; and

WHEREAS, the Town of Secaucus wishes to appoint a licensed planning firm to perform these tasks; and

WHEREAS, the Town of Secaucus wished to hire a firm with the appropriate license and with skill and expertise in planning and has developed the Town's Affordable Housing plans as well as other ancillary planning documents; and

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WHEREAS, Clarke, Catton and Hintz is a firm that possesses these attributes; and

WHEREAS, after review and discussion the Mayor and Council has determined to whom a contract should be awarded.

NOW THERE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that as contract for professional services be awarded through the non-fair and open process as set forth below.

BE IT FURTHER RESOLVED, that the Administrator and/or Town Clerk shall be authorized to execute a contract for Professional Services and execute any other documents or take any action to fulfill this resolution as follows:

Clark, Catton Hintz in an amount not to exceed \$15,000.

Financial officers
Certification attached.

The following resolution was read:

No. 2016-104

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, that the title of the position Marie Miele holds in the Police Department Records Room is Administrative Clerk.

The following resolution was read:

No. 2016-105

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Susan Flanagan is hereby appointed to the position of Administrative Clerk in the Construction Department, Division of Fire Prevention, effective Tuesday, March 8, 2016, at the annual salary of \$27, 600.

The following resolution was read:

No. 2016-106

Resolution to Bill for Property Tax Deduction(s) Disallowed for 2015

WHEREAS, the following properties received a Property Tax Deduction for the year 2015; and as the homeowner(s), at the time, qualified as a senior citizen, disabled person, surviving spouse and;

WHEREAS, the following properties were either sold or the homeowner(s) exceeded the \$10,000.00 income requirements to qualify for the Property Tax Deduction or failed to mail back their PD5 annual post-tax year income statement for the year 2015.

NOW, THEREFORE BE IT RESOLVED that the Tax Collector is hereby authorized to disallow the 2015 Property Tax Deduction(s) and bill the homeowner(s) for the following amounts.

BLOCK	LOT	NAME & ADDRESS	AMOUNT
36	5	Guilliani, Nancy 181 Charles St (S)	\$250.00
91	4	Raskulinec, George 631 Chestnut Pl(S)	250.00
125	14	Rocco, Margaret/286 Clarendon St (S)	250.00
134	24	Mallinas, Stella/148 Fairview Ave (S)	250.00
175	4	Sirotak, Mildred/8 Fairview Ave (S)	250.00
181	4	Minervino, Nina/21 Gail Pl (S)	250.00
210	17	Pollack, Lidia/1045 Luhmann Terr. (D)	250.00

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.

The following resolution was read:

No. 2016-107

Resolution to Bill for Veteran/Widow of Veteran

Property Tax Deduction(s) Disallowed for 2015

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WHEREAS, the Tax Collector has determined that action is required as a result of a certain property reflected in the 2015 Tax Duplicate and

WHEREAS, it has been determined by the Tax Assessor that the below listed taxpayer within the Town of Secaucus is no longer eligible for a Veteran Deduction and the following property deduction should have been taken off for 2015; and

NOW, THEREFORE BE IT RESOLVED that the Tax Collector is hereby authorized to disallow the 2015 Property Tax Deduction and bill the homeowner for the following amount.

Block	Lot	Name & Address	Amount
123	7	Quina, Francine 215 Front St.	250.00

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.

The following resolution was read: No. 2016-108

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF SECAUCUS, COUNTY OF HUDSON, NEW JERSEY ENDORING THE PLANNING BOARD ADOPTION OF THE MUNICIPAL PUBLIC ACCESS PLAN AS A SUB-PLAN OF THE OPEN SPACE AND RECREATION ELEMENT

WHEREAS, the Municipal Public Access Plan provides a comprehensive proposal for the Town of Secaucus which lays out its vision for providing access to the tidal waters and shorelines nearly surrounding the municipality; and

WHEREAS, the Municipal Public Access was developed in accordance with N.J.A.S. 7:7e-8.11 and in collaboration with the New Jersey Department of Environmental Protection and has been approved by the state agency; and

WHEREAS, the development and implementation of the Municipal Public Access Plan supports the policy of local determination of public access locations and facilities, while safeguarding regulatory flexibility and potential funding opportunities for the Town; and

WHEREAS, the Secaucus Municipal Public Access Plan was adopted as part of the open Space and Recreation Plan of the Master Plan by the Planning Board following public hearing on; and

WHEREAS, said document was subsequently submitted to the Mayor and Council for the review and endorsement.

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

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The recommendations and conclusions of the Planning Board with regard to the Municipal Public Access Plan have been reviewed by the Town Council.

Section 3. Based upon the adoption of the Municipal Public Access Plan by the Planning Board, the Town Council hereby endorses said plan.

Section 4. The Town Clerk is hereby directed to transmit a copy of this resolution to the New Jersey Department of Environmental Protection for review and approval in accordance with N.J.A.C. 7..7 and 7.7e.

The following resolution was read: No. 2016-109

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR Law Enforcement Trust Fund

REQUIRED BY N.J.S.A. 2C:64-1 et seq., N.J.S.A. 2C:41-1 et seq., N.J.S.A. 2C:21-25 et seq.,

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received

by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and'

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WHEREAS, insert N.J.S.A. 2C:64-1 et seq., N.J.S.A. 2C:41-1 et seq., N.J.S.A. 2C:21-25 et seq., provides for receipt of *County Prosecutor's Office Forfeiture Programs* by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Law Enforcement Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the *Mayor and Council of the Town of Secaucus*, County of Hudson, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the *Law Enforcement Trust Fund* and N.J.S.A. 2C:64-1 et seq., N.J.S.A. 2C:41-1 et seq., N.J.S.A. 2C:21-25 et seq.,
2. The Clerk of the *Town of Secaucus* County of Hudson is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

The following resolution was read:

No. 2016-110

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Thomas Tormey is hereby appointed to the position of Inspector in the Construction Department, part time, effective Wednesday, March 9, 2016, at a salary of \$15,000 per annum.

The following resolution was read:

No. 2016-111

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Alan Kashian is hereby appointed to the position of Planner in the Construction Department, part time, effective Wednesday, March 9, 2016, at a salary of \$15,000 per annum.

The following resolution was read:

No. 2016-112

RE: WETLANDS AND PARK DEVELOPMENT/FLOOD CONTROL

WHEREAS, the Town of Secaucus requires the Professional Services for the Project: Wetlands and Park Development and Flood Control; and

WHEREAS, the Town of Secaucus wishes to utilize the specialized services of the Firm: RCM Ceberio, LLC of Wayne, New Jersey; and

WHEREAS, the Town of Secaucus additionally, wishes the firm of RCM Ceberio, LLC to review and prepare recommendations for the Clean-up Bill; and

WHEREAS, the Chief Financial Officer has sufficient funds for these Professional Services, allocated on line item 01-2010-00-11012-69; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, to award RCM Ceberio, LLC a contract in the amount of \$15,000.00.

Financial officers
Certification attached.

The following resolution was read:

No. 2016-113

RESOLUTION AUTHORIZATION FOR THE TOWN OF SECAUCUS TO ENTER INTO A CONTRACT WITH
ACCESS 1 COMMUNICATIONS CORP. FOR PURCHASE OF PROPERTY

WHEREAS, the Town of Secaucus has an opportunity to purchase 12 parcels of land on Radio Avenue; and

WHEREAS, the Town of Secaucus has an opportunity to apply for Green Acres funding with regard to these parcels; and

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WHEREAS, Access 1 Communications Corp. is the owner of said parcels; and

WHEREAS, the Town of Secaucus and the owner are willing to consummate a sale contingent upon Green Acres funding;

NOW, THEREFORE, BE IT RESOLVED, that the Town Administrator and/or Mayor is hereby authorized to execute a Contract in the amount of \$2,500,000.00 with Access 1 Communications Corp. for the purchase of real property designated as Lots 27 through 33 and Lots 35 through 39 in Block 183 contingent upon approval by Green Acres substantially similar to the attached draft Contract ; and

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

The following resolution was read:

No. 2016-114

MUNICIPAL ENDORING 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.

WHEREAS, the Town of Secaucus desires to further the public interest by obtaining a matching grant of \$317,873 from the County Trust Fund to fund the following project: Farm Road Riverfront Recreation; and

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, and the trust fund park improvement applications 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 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 of Secaucus:

1. That hereby authorized to submit the above completed project application to the County by the deadline as 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, 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 Town of Secaucus is committed to providing a match for the project in the amount of up to \$551,529 or amount necessary to complete the project; and
4. That only the park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That 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.

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TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that Alex Wurst is hereby appointed to the position of Project Manager in the Buildings and Grounds Department, effective March 9, 2016, at the annual salary of \$75,000.00.

Councilwoman Pirro moved that the foregoing resolutions on the Consent Agenda be approved, seconded by Councilman Costantino.

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

Motion carried.

BINGO/RAFFLE APPLICATIONS

- R-1385 PBA Local 84 Secaucus Civic Association, Inc Off-Premise 50/50
- R-1386 Secaucus Emergency Fund On-Premise Draw Raffle
- R-1387 Secaucus Emergency Fund On-Premise 50/50
- R-1388 Secaucus Emergency Fund On-Premise 50/50
- R-1389 Secaucus Emergency Fund On-Premise 50/50
- R-1390 Secaucus Emergency Fund On-Premise 50/50
- R-1391 Secaucus Emergency Fund On-Premise 50/50
- R-1392 Unico National Secaucus Off-Premise 50/50

Councilwoman Pirro moved that the foregoing application be approved, seconded by Councilman McKeever.

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

Motion carried.

COMMUNICATIONS REQUIRING ACTION BY MAYOR AND COUNCIL

Request for use of the Recreations Center by Cathy Wolf of Wrap for Smile

Request to use Chamber I by Secaucus Coalition for a Healthy and Drug Free Community.

Request by Indian Caucus to use Mill Ridge Park Area

Councilwoman Pirro moved to accept the foregoing request, seconded by Councilman Clancy.

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

Motion carried.

COMMITTEE REPORTS

Councilman Costantino reported that the Town Auditors are on site working towards the annual financial statements. He stated that it should be finalized shortly and then they will proceed with the 2016 Budget.

Councilman Clancy spoke about the warm weather and the Sewage Plant and some measures that will be taken to reduce insects. He also spoke about the Shade Tree Committee fund raiser.

Mayor Gonnelli spoke about the insect problem at the treatment plant.

Councilwoman Pirro spoke about the Animal Shelter and gave statistics on adoptions as well as the budget. She also spoke about a upcoming program at the Secaucus Public Library.

Councilman Dehnert spoke about various Recreation events. He also spoke about the upcoming Science Fair. He continued with details of other events.

Councilman McKeever spoke about an upcoming concert at the PAC Center. HE spoke of other senior events.

Mayor Gonnelli spoke about a possible upcoming NJ Transit Rail Strike and the efforts that the Town will take to address the problem.

UNFINISHED BUSINESS

Councilman Costantino spoke about the upcoming St. Patrick's Day celebration that will take place in Town.

Councilwoman Pirro gave details on upcoming fund raisers and events. She stated that the Food Pantry needs donations.

Councilman Dehnert gave details on upcoming events at the Ice Rink and the indoor pool.

Councilman McKeever offered information on upcoming events.

Mayor Gonnelli spoke about the Town applying for a grant for a bulk head in the Valley Court/Gail Place area.

NEW BUSINESS

Councilman Costantino announced details on the upcoming Community Ball.

Councilman Clancy spoke about road work being done in the North End.

Councilwoman Pirro spoke about an Organic Produce Program.

Mayor Gonnelli spoke about the restart of Street sweeping on March 15, 2016. He continued with details on a contest that the Town has won involving Elmo who will give programs for the children of the Town. He also spoke about Comcast and the fact that they dropped the YES Network.

REMARKS OF CITIZENS

Tom Troyer
Tom Roarty
Sam Maffei
Amanda Nesheiwat

Councilman Clancy moved to adjourn the meeting at 8:13pm, seconded by Councilwoman Pirro.

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

Motion carried.

Michael Marra, Town Clerk