

January 31, 2017

MINUTES of the a Special Meeting of the Mayor and Board of Council of the Town of Secaucus, County of Hudson, State of New Jersey held on the 31st day of January at 7:00 P.M Secaucus Municipal Government Center, 1203 Paterson Plank Road, Secaucus, NJ in Chamber II.

PLEDGE OF ALLEGIANCE

Adequate notice for this meeting, as required by the Open Public Meetings Act, has been provided by the filing of the notice of Meetings with the Municipal Clerk, the posting of said notice on the official bulletin board in the Municipal Building, and the delivery of same to the Secaucus Home News on January 27, 2017.

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

Present: Councilmembers: Michael Gonnelli  
Robert Costantino  
James Clancy  
Mark Dehnert  
John Gerbasio  
Absent: Susan Pirro

Councilman McKeever arrived in immediately after attendance was taken.

Councilman Gerbasio moved to go into closed session at 4:11pm, seconded by Councilman Costantino.

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

Councilman Gerbasio moved to go into open session at 4:54 pm, seconded by Councilman Costantino.

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

The following resolution was read: No. 2017-53

TOWN OF SECAUCUS, COUNTY OF HUDSON  
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, upon the recommendation of Raymond Ciecuch, Asst. Superintendent of Buildings and Grounds, that Mahendra Patel is hereby appointed to the position of Part Time Worker., effective Tuesday, January 21, 2017 at the rate of \$10.00 per hour.

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

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

Councilwoman Pirro was now present on the phone.

The following resolution was read: No. 2017-54

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE PURCHASE OF A STATUE  
HONORING THE OFFICERS OF THE SECAUCUS POLICE DEPARTMENT

WHEREAS ,the Town of Secaucus has an interest in commissioning an artist to create a bronze cast statue of a police officer with children for a public location within the Town as a tribute to the officers who serve and protect the Town on a daily basis and have done such as a Department since the early 1900s; and

WHEREAS, said statute would be crafted by Brodin Studios, Inc. of 70127 330<sup>th</sup> Street, Kimball, Minnesota and depict the insignia, uniform and equipment of the Secaucus Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Town Council that the Mayor and/or Town Administrator is hereby authorized to sign an agreement for the purchase of a bronze cast artwork depicting a police officer with children as set forth in the quote and agreement provided by Brodin Studios, Inc. of Kimball, Minnesota dated November 21, 2016, for an amount not to exceed Forty-five Thousand Dollars (\$45,000.00); and

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

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

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

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

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

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

The following resolution was read: No. 2017-55

A RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT  
IN THE TOWN OF SECAUCUS

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WHEREAS, based upon the advice and recommendation of the Town Tax Counsel, Tax Assessor and appraisal expert the following pending Tax Court of New Jersey case was settled;

1. Block 227, Lot 5.05 HM and Block 227, Lot 5.06 HM on the Town Tax Map owned by Plaintiff Winn LP/Inland Amer. Winn Hotels, Inc.; the final and filed Stipulation of Settlement is attached hereto for the tax years 2008, 2009, 2010, 2011, 2012, 2013 and 2014.

2. WHEREAS, Tax Court Stipulations and Judgments have been received (Exhibit "A" hereto); and

WHEREAS, under the terms of the Settlement the overall refund of \$1,250,00.00 is due in two payments with the first refund payment of \$650,000.00 due no later than February 15, 2017, and the second refund payment of \$600,000.00 being due no later than February 15, 2018.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey direct the Town CFO to provide the appropriate refund as per the settlement documents at hand.

CERTIFICATION

I, Michael Marra, Municipal Clerk of the Town of Secaucus in the County of Hudson and the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the Special Meeting of January 31, 2017.

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

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

Councilman Gerbasio moved to go into closed session at 5:10 pm, seconded by Councilman Dehnert.

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

Councilman Clancy moved to go into open session at 5:38pm, seconded by Councilman Gerbasio.

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

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Councilman Gerbasio moved to adjourn the meeting at 5:39pm., seconded by Councilman McKeever.

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

Motion carried

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Town Clerk  
Michael Marra