

The Regular Meeting of the City Council of the City of Hackensack was held at City Hall, 65 Central Avenue, Hackensack, New Jersey, on Monday, August 22, 2016 at 8:17 p.m.

Mayor John Labrosse Jr. called the meeting to order and the City Clerk Deborah Karlsson announced that the meeting was being held in accordance with the Sunshine Law, notice having been published according to law, with a copy on file in the City Clerk's office, and a copy posted on the bulletin board in City Hall.

## **Attendance**

Ms. Karlsson called the roll: Mayor John P. Labrosse Jr., Deputy Mayor Kathy Canestrino, Councilman David Sims, and Councilwoman Deborah Keeling-Geddis were present. City Manager David Troast and Attorneys Judge Carver and Kate Walsh were in attendance. Councilman Battaglia was absent.

## **Flag Salute**

## **Proclamations - Walter Southerland/Nathaniel James**

## **Hackensack Historic Presentation**

## **ICAL - Fundraiser Check for HPAC**

## **Approval of Minutes**

A motion to approve the C.O.W. and Regular Meeting Minutes from July 25, 2016 was offered by Deputy Mayor Canestrino, seconded by Councilman Sims and approved by Mayor Labrosse, Deputy Mayor Canestrino, and Councilman Sims. Councilwoman Keeling-Geddis abstained as she was absent for the July 25, 2016 meeting.

## **City Manager's Report**

Garbage collection - We are going to return to one day a week collection the week of Labor Day which is September 5. We will be sending out Nixle alerts, reverse 911, email blast, and website notifications.

We received a grant from the county to reconstruct the playground at Foschini Park. We will be raising the elevation of the park to prevent some of the issues we have had in the past with flooding.

We would like to thank ICAL for their contributions and their donation check to the Hackensack Performing Arts Center.

We have been notified that we have received a federal grant award of \$130,817 for a firefighters assistance grant. Special thanks to Deputy Chief Niland and Millennium Strategies, our grant writers and also to the County Executive who assisted us in preparing the grant. It is actually going to cover some of the elements that we bonded for - new hoses, new 6 inch line, as well as equipment needed for the rescue truck.

Main Street parking meter enforcement - the ordinance has been in place for a long time. Enforcement will be extended to 9 PM on weekdays and from 11AM to 7 PM on Saturdays. Please comply with the posted signs. I've instructed the parking enforcement officers to be gentle until everybody gets used to it.

Carver Park Splash Park and Polifly Park Splash Park - I am pleased to announce that they will remain open for weekends only, through the month of September after Labor Day weather permitting. If it is rainy or cold, I don't think it will be open.

## Resolutions

Council Member	Intro	Second	Yes	No	Abstain	Absent	Recused
Battaglia						X	
Deputy Mayor Canestrino	X		X				
Sims			X				
Keeling-Geddis		X	X				
Mayor Labrosse			X				

### CITY OF HACKENSACK

#### RESOLUTION NO. 303-16

**FINAL ADOPTION OF ORDINANCE NO. 31-2016, A BOND ORDINANCE AMENDING AND RESTATING IN ENTIRETY BOND ORDINANCE NUMBER 26-2015 FINALLY ADOPTED BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY ON JULY 7, 2015 TO INCREASE THE APPROPRIATION AND THE AUTHORIZATION TO AMEND AND SUPPLEMENT OTHER PROVISIONS THEREIN AND CANCELLING BOND ORDINANCE NUMBER 30-2016 AS INTRODUCED**

This ordinance has been advertised pursuant to law and now calls for a public hearing. Will someone so move?"

Motion offered by Councilmember Keeling-Geddis and seconded by Deputy Mayor Canestrino there be a public hearing.

**PUBLIC HEARING - No one wished to speak.**

Motion offered by Deputy Mayor Canestrino and seconded by Councilmember Sims that the public hearing be closed.

**BE IT RESOLVED** by the City Council of the City of Hackensack, County of Bergen and State of New Jersey, that Ordinance No. 31-2016 has passed its second and final reading and is hereby adopted.

**CITY OF HACKENSACK  
ORDINANCE NUMBER 31-2016**

**BOND ORDINANCE AMENDING AND RESTATING IN ENTIRETY  
BOND ORDINANCE NUMBER 26-2015 FINALLY ADOPTED BY  
THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE  
COUNTY OF BERGEN, STATE OF NEW JERSEY ON JULY 7, 2015  
TO INCREASE THE APPROPRIATION AND THE AUTHORIZATION  
AND TO AMEND AND SUPPLEMENT OTHER PROVISIONS  
THEREIN AND CANCELLING BOND ORDINANCE NUMBERED 30-  
2016, AS INTRODUCED**

**BE IT ORDAINED AND ENACTED** BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL MEMBERS THEREOF AFFIRMATIVELY CONCURRING) AS FOLLOWS:

THE BOND ORDINANCE OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (THE "CITY"), HERETOFORE FINALLY ADOPTED BY THE CITY COUNCIL ON JULY 7, 2015, NUMBERED 26-2015 AND ENTITLED, **"BOND ORDINANCE PROVIDING FOR VARIOUS 2015 CAPITAL IMPROVEMENTS BY AND IN THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$2,280,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,166,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF"** IS HEREBY AMENDED AND SUPPLEMENTED TO THE EXTENT AND WITH THE EFFECT AS SET FORTH BELOW:

***"BOND ORDINANCE PROVIDING FOR VARIOUS 2015  
CAPITAL IMPROVEMENTS BY AND IN THE CITY OF  
HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF  
NEW JERSEY; APPROPRIATING \$2,955,000 THEREFOR  
AND AUTHORIZING THE ISSUANCE OF \$2,606,000  
BONDS OR NOTES OF THE CITY TO FINANCE PART OF  
THE COST THEREOF***

*BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:*

*SECTION 000000000. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the City of Hackensack, in the County of Bergen, State of New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$2,955,000, said sum being inclusive of \$133,250 as the amount of aggregate amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.*

*SECTION 0. For the financing of said improvements or purposes described in Section 3 hereof, and to meet the part of said \$2,955,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$2,606,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding \$2,606,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.*

*SECTION 0. The improvements and purposes hereby authorized and purposes for the financing of which said debt obligations are to be issued are as follows:*

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
A. Milling and repaving of various streets and roads as on file with the City Engineer, including, but not limited to, Grand Avenue (from Clinton Place to Ross Avenue and Fairmount Avenue to Main Street) and Louis Street (from Catalpa Avenue to South Lake Drive), including, as applicable, milling, construction, reconstruction, repairing and resurfacing, drainage improvements, inlet, manhole and water valve replacements, the restoration or construction of or improvements to curbs, sidewalks, traffic line striping, driveway aprons or barrier-free ramps along such roadways and the acquisition and installation of traffic signals and signage;	\$380,000	\$361,000	\$19,000	10 years
B. Design, relocation and construction of a salt dome on an alternative City site;	\$200,000	\$190,000	\$10,000	25 years
C. Repairs to City Hall including, but not limited to the repair and replacement of the City Hall roof and roof parapets; and	\$200,000	\$190,000	\$10,000	20 years
D. Renovations to the Performing Arts Center, including, but not limited to, entrance/exit improvements, fire/safety improvements, HVAC/electrical upgrades, interior renovations and performance, light and sound improvements.	\$2,175,000 (\$220,000 from funds on deposit in the Hackensack Performing Arts Center Trust Fund)	\$1,865,000	\$94,250	20 years
<b><u>Grand Total:</u></b>	<b><u>\$2,955,000</u></b>	<b><u>\$2,606,000</u></b>	<b><u>\$133,250</u></b>	

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$2,606,000.

(c) The estimated cost of said purpose is \$2,955,000.

SECTION 0. In the event the United States of America, the State of New Jersey and/or the County of Bergen make a contribution or grant in aid to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the

*amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Bergen. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Bergen shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid. In the event the City receives future pledges from the Hackensack Performing Arts Center Trust Fund for the improvements and purposes authorized by section 3(d) and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued for such improvement shall be reduced by the amount so received from the Hackensack Performing Arts Center Trust Fund. In the event, however, that any amount so contributed by Hackensack Performing Arts Center Trust Fund shall be received by the City after the issuance of the bonds or notes authorized for the improvements and purposes authorized by section 3(d), then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.*

*SECTION 0. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the City. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer of the City upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer of the City is hereby authorized to sell part or all of the notes from time to time at public or private*

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*sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer of the City is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.*

*SECTION 0. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services will be on file in the office of the Clerk and will be available for public inspection.*

*SECTION 0. The following additional matters are hereby determined, declared, recited and stated:*

*(0) The purposes described in Section 3 of this bond ordinance are not a current expense and are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.*

*(0) The period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 18.97 years.*

*(0) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond*

*ordinance by \$2,606,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.*

*(0) An aggregate amount not exceeding \$400,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements herein before described.*

*SECTION 0.0 The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.*

*SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the City for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the City, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The*

bonds or notes authorized herein to reimburse the City for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,606,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three years after the expenditure is paid.

SECTION 10. The City covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. Bond Ordinance Numbered 30-2016 as introduced on June 28, 2016 is hereby cancelled.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law."

**Introduced: August 8, 2016**

**Adopted: August 22, 2016**

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absent</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino			<b>X</b>				
Sims	<b>X</b>		<b>X</b>				
Keeling-Geddis		<b>X</b>	<b>X</b>				
Mayor Labrosse			<b>X</b>				

**CITY OF HACKENSACK**

**RESOLUTION NO. 304-16**

**INTRODUCTION OF ORDINANCE NO. 32-2016, AN ORDINANCE AMENDING PART II ENTITLED "GENERAL LEGISLATION," CHAPTER 170 ENTITLED "VEHICLES AND TRAFFIC", OF THE CITY OF HACKENSACK MUNICIPAL CODE TO AMEND SECTION 50 ENTITLED "SCHEDULE I: NO PARKING" AND SECTION 51 ENTITLED "SCHEDULE II: NO PARKING CERTAIN HOURS"**

**BE IT RESOLVED** that the above ordinance, being Ordinance 32-2016 as introduced, does now pass on first reading and that said Ordinance shall be considered for final passage at a meeting to be held on September 12, 2016 at 8:00 p.m. or as soon thereafter as the matter can be reached at the regular meeting place of the City Council and at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance and that the City Clerk be and she is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

**CITY OF HACKENSACK  
ORDINANCE NO. 32-2016**

**AN ORDINANCE AMENDING PART II ENTITLED "GENERAL LEGISLATION," CHAPTER 170 ENTITLED "VEHICLES AND TRAFFIC" OF THE CITY OF HACKENSACK MUNICIPAL CODE TO AMEND SECTION 50 ENTITLED "SCHEDULE I: NO PARKING" AND SECTION 51 ENTITLED "SCHEDULE II: NO PARKING CERTAIN HOURS"**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, the City of Hackensack ("City") wishes to amend Chapter 170 entitled "Vehicles and Traffic," Section 50 entitled "Schedule I: No Parking" and "Schedule II: No Parking Certain Hours" to include East Pleasantview Avenue as set forth below.

**WHEREAS**, the City Council finds it in the City's best interest to make this change.

**NOW, THEREFORE, BE IT ORDAINED**, BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, as follows:

**SECTION 1.** *The City of Hackensack Municipal Code*, Part II entitled "General Legislation," Chapter 170 entitled, "Vehicles and Traffic" is hereby amended as to Section 50 entitled "Schedule I: No Parking" to **add**:

East Pleasantview      South      Entire Length

**SECTION 2.** *The City of Hackensack Municipal Code*, Part II entitled "General Legislation," Chapter 170 entitled, "Vehicles and Traffic" is hereby amended as to Section 50 entitled "Schedule II: No Parking Certain Hours" to **remove**:

East Pleasantview Avenue South Friday 9:00 a.m. to 12:00 noon Polifly Road to Route 17  
northbound

**SECTION 3.** *The City of Hackensack Municipal Code*, Part II entitled “General Legislation,” Chapter 170 entitled, “Vehicles and Traffic” is hereby amended as to Section 50 entitled “Schedule II: No Parking Certain Hours” to **modify** the hours from 7 a.m. to 10 a.m. as follows:

East Pleasantview Avenue North Friday 9:00 a.m. to 12:00 noon Polifly Road to Route 17  
northbound

**SECTION 4.** This Ordinance shall take effect upon passage, adoption, and publication in the manner prescribed by law.

Introduced: August 22, 2016

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absent</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino	<b>X</b>		<b>X</b>				
Sims		<b>X</b>	<b>X</b>				
Keeling-Geddis			<b>X</b>				
Mayor Labrosse			<b>X</b>				

**CITY OF HACKENSACK**

**RESOLUTION NO. 305-16**

**INTRODUCTION OF ORDINANCE NO. 33-2016, REFUNDING BOND ORDINANCE OF THE CITY OF HACKENSACK, COUNTY OF BERGEN, NEW JERSEY AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$10,065,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS AND/OR REFUNDING NOTES OF THE CITY FOR THE PURPOSE OF PAYING AMOUNTS OWING TO VARIOUS TAXPAYERS FOR TAXES LEVIED IN THE CITY AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS/REFUNDING NOTES TO SUCH PURPOSE**

**BE IT RESOLVED** that the above ordinance, being Ordinance 33-2016 as introduced, does now pass on first reading and that said Ordinance shall be considered for final passage at a meeting to be held on September 27, 2016 at 8:00 p.m. or as soon thereafter as the matter can be reached at the regular meeting place of the City Council and at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance and that the City Clerk be and she is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

**CITY OF HACKENSACK**  
**ORDINANCE NUMBER 33-2016**

**REFUNDING BOND ORDINANCE OF THE CITY OF  
HACKENSACK, COUNTY OF BERGEN, NEW JERSEY  
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED  
\$10,065,000 AGGREGATE PRINCIPAL AMOUNT OF  
REFUNDING BONDS AND/OR REFUNDING NOTES OF THE  
CITY FOR THE PURPOSE OF PAYING AMOUNTS OWING TO  
VARIOUS TAXPAYERS FOR TAXES LEVIED IN THE CITY AND  
APPROPRIATING THE PROCEEDS OF SUCH REFUNDING  
BONDS/REFUNDING NOTES TO SUCH PURPOSE**

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), the City of Hackensack, County of Bergen, State of New Jersey (the "City") has determined to provide for the payment of tax appeal judgments and settlements with various taxpayers, plus costs associated with such appeals and the issuance of Refunding Obligations (as hereinafter defined), through the issuance by the City of refunding bonds (the "Refunding Bonds") and/or refunding notes (the "Refunding Notes") in an aggregate principal amount not to exceed \$10,065,000 (the Refunding Bonds and the Refunding Notes shall be referred to herein collectively, as the "Refunding Obligations"), as provided in this refunding bond ordinance; and

WHEREAS, such amounts are currently owed to taxpayers based upon judgments and settlements of various property tax appeals; and

WHEREAS, the City now desires to authorize the issuance of not to exceed \$10,065,000 in Refunding Obligations to pay its current tax liabilities to taxpayers.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:**

Section 1. In order to finance the purposes described in Section 2 hereof, negotiable Refunding Obligations of the City are hereby authorized to be issued in an aggregate principal amount not to exceed \$10,065,000. The proceeds of the Refunding Obligations are hereby appropriated to the purposes described in Section 2 hereof.

Section 2. (a) The purposes for which the Refunding Obligations are to be issued are paying tax appeal judgments and settlements with various taxpayers, as set forth in the List of Settled Appeals, which list is available for inspection in the Office of the City Clerk, in an amount not to exceed \$10,065,000 including all costs associated with such appeal, and including paying the costs of issuance relating to the Refunding Obligations, including, but not limited to, printing, advertising, accounting, financial and legal services, rating agency fees, underwriter's discount, and bond insurance premiums, if any.

(b) The aggregate cost of issuing the Refunding Obligations and all costs associated with the aforesaid tax appeal judgments and settlements, as provided by N.J.S.A. 40A:2-51(b), shall not exceed \$275,000, which amount includes all items described in Section 2(a) hereof. Such amount is included in the maximum authorized aggregate principal amount of Refunding Obligations set forth in Section 1 hereof.

Section 3. Any further provisions as to terms of sale, deposit, security regulation, investment, reinvestment, disposition or application of the proceeds of the Refunding

Obligations, and matters in connection therewith, shall be determined by resolution of the City adopted prior to the issuance of the Refunding Obligations, except that refunding notes shall be issued in accordance with the provisions of Section 4 and Section 12 of this refunding bond ordinance and no subsequent resolution of the City is required to be adopted to authorize the issuance of refunding notes.

Section 4. All other matters relating to the Refunding Bonds shall be performed or determined by subsequent resolution of the City, or the performance or determination thereof shall be delegated by resolution of the City to a financial officer of the City.

Section 5. A certified copy of this refunding bond ordinance, as introduced and adopted upon first reading, shall be filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs prior to final adoption hereof, together with the statement signed by the Chief Financial Officer of the City required by N.J.S.A. 40A:2-55.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the Refunding Obligations. The Refunding Obligations shall be direct, unlimited obligations of the City, and, unless paid from other sources, the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the Refunding Obligations and the interest thereon without limitation as to rate or amount.

Section 7. After passage upon first reading of this refunding bond ordinance, the City Clerk is hereby authorized and directed to publish a summary of this refunding bond ordinance, together with the "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven (7) days prior to the date of the public hearing and further consideration for final passage (which date shall be at least ten (10) days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this refunding bond ordinance.

Section 8. After final adoption of this refunding bond ordinance by the City Council, the City Clerk is hereby directed to publish a summary of this refunding bond ordinance, as finally adopted, together with the "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 9. The City Council hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the Refunding Obligations authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. All Refunding Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this refunding bond ordinance and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this refunding bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

Section 11. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this refunding bond ordinance by \$10,065,000 and the said obligations authorized by this refunding bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. This refunding bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided in the Local Bond Law, but not prior to the time that the consent of the Local Finance Board in the Division of Local Government Services, New Jersey Department of Community Affairs has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, as provided by N.J.S.A. 40A:2-55.

**Introduced: August 22, 2016**

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino			<b>X</b>				
Sims	<b>X</b>		<b>X</b>				
Keeling-Geddis		<b>X</b>	<b>X</b>				
Mayor Labrosse			<b>X</b>				

**Adopted:**

CFO Jim Mangin - Just want to clarify that the public hearing will be September 27, 2016 and not September 12, 2016. This needs to be stated clearly in the minutes when the time comes for me to borrow the money.

**CITY OF HACKENSACK**

**RESOLUTION NO. 306-16**

**RESOLUTION AUTHORIZING AWARD OF BID CONTRACT FOR HACKENSACK PERFORMING ARTS CENTER RENOVATION**

**WHEREAS**, the City of Hackensack advertised and received bids for the Renovation of the Hackensack Performing Arts Center; and

**WHEREAS**, bids were received and opened on July 19, 2016; and

**WHEREAS**, the Mayor and Council of the City of Hackensack wish to award this contract to the lowest responsible bidder.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack, County of Bergen, as follows:

1. Brahma Construction Corp. of 58 Wallington Ave., Wallington, NJ 07057 is hereby awarded a contract for the Base Bid plus Alternates #1, #4, and #5 for a total amount not to exceed \$2,020,000 - for the

<b>Council Member</b>	<b>Intro</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recused</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino			<b>X</b>				
Sims		<b>X</b>	<b>X</b>				
Keeling-Geddis	<b>X</b>		<b>X</b>				
Mayor Labrosse			<b>X</b>				

Hackensack Performing Arts Center Renovation Project in accordance with the specifications advertised thereof.

2. A Certification of Funds has been prepared and authorized by the Chief Financial Officer for the said contract assuring that there is a sufficient appropriation to fund the purchases authorized in this resolution as an express and mandatory condition of the award of this contract.
3. The City Manager is hereby authorized to execute the contract documents necessary to effectuate the award of this contract. The City Attorney shall review any and all contractual documents prepared in furtherance of this award.

**CITY OF HACKENSACK**

**RESOLUTION NO. 307-16**

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION - N.J.S.A. 40A:4-87**

**EMERGENCY MANAGEMENT AGENCY ASSISTANCE GRANT**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino	X		X				
Sims		X	X				
Keeling-Geddis			X				
Mayor Labrosse			X				

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Hackensack, County of Bergen, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of 2016 in the sum of \$5,000.00, which is now available from the County of Bergen - Emergency Management Agency Assistance Grant.

**BE IT FURTHER RESOLVED**, that the like sum of \$5,000.00 is hereby appropriated under the caption Emergency Management Agency Assistance Grant; and

**BE IT FURTHER RESOLVED**, that the above is the result of funds from the County of Bergen in the amount of \$5,000.00.

**CITY OF HACKENSACK**

**RESOLUTION NO. 308-16**

**RESOLUTION AUTHORIZING THE ACCRUED TIME PAYOUT OF \$96,681.67 TO POLICE OFFICER JOHN CAINO**

**WHEREAS**, N.J.A.C. 5:30-15 established rules that govern how local government units manage and finance compensation for accumulated absence time for their respective employees, and

**WHEREAS**, accumulated absence includes any sick days, vacation days, personal days, compensatory time or any other absence time authorized as part of an employer agreement, which is not used by the employee during the allowed period and which is permitted to accumulate over time to the benefit of the employee, and

**WHEREAS**, the Chief Financial Officer has certified that the funds and authority exists to pay **John Caino** for owed vacation days, sick days and compensation time, and

**WHEREAS**, City Manager David Troast has authorized the payment of **\$96,681.67** to **John Caino** for said days.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Hackensack hereby approves payment to **John Caino** in the amount of **\$96,681.67** for an accrued time payout in accordance with the rules and regulations established by the Local Finance Board for such payments.

<b>Council Member</b>	<b>Intro</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>	<b>Excused</b>
Battaglia						x	
Deputy Mayor Canestrino	x		x				
Sims			x				
Keeling-Geddis		x	x				
Mayor Labrosse			x				

Motion to table Resolution 309-16 –

<b>Council Member</b>	<b>Intro</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>	<b>Recused</b>
Battaglia						X	
Deputy Mayor Canestrino	X		X				
Sims		X	X				
Keeling-Geddis			X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 310-16**

08/22/2016 17

**RESOLUTION AUTHORIZING PAYMENT OF BILLS**

**BE IT RESOLVED** by the City Council of the City of Hackensack that the bills in the following accounts be and are hereby ordered paid:

Current Fund	\$ 858,897.73
Grants	29,761.26
Payroll	1,704,628.31
Public Parking System	5,741.06
Capital	27,035.59
Escrow	15,803.08
Trust Account	180,841.94

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino		<b>X</b>	<b>X</b>				
Sims			<b>X</b>				
Keeling-Geddis	<b>X</b>		<b>X</b>				
Mayor Labrosse			<b>X</b>				

Total Expenditures	<u>2,822,708.97</u>
Interfunds/Transfers	<u>\$6,959,594.17</u>

**CITY OF HACKENSACK**

**RESOLUTION NO. 311-16**

**RESOLUTION AUTHORIZING RENEWAL OF LIQUOR LICENSES**

**BE IT RESOLVED** by the City Council of the City of Hackensack that the following liquor license be issued in the City of Hackensack, effective July 1, 2016 through June 30, 2017, applicants having complied with the ordinances of the City of Hackensack and any special conditions which may be determined by the City Council, and having paid the required fee:

0223-33-062-007	Wendy Coba (Pocket License) 188 Bogert Road, Hackensack, NJ 07601	\$1,800.00
0223-33-034-005	Club Aladdin Restaurant (Pocket License) 371 Bergen Blvd Fairview, NJ 07022	\$1,800.00
0223-44-066-006	Kaku LLC (Pocket License) 4 Crane Place Spotswood, NJ 08884	\$1,350.00

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino		<b>X</b>	<b>X</b>				
Sims			<b>X</b>				
Keeling-Geddis	<b>X</b>		<b>X</b>				
Mayor Labrosse			<b>X</b>				

**CITY OF HACKENSACK**

**RESOLUTION NO. 312-16**

**RESOLUTION AUTHORIZING REFUNDS FOR HACKENSACK  
RECREATION DEPARTMENT**

**BE IT RESOLVED** by the City Council of the City of Hackensack that the proper officers be and are hereby authorized to make the following refunds for the reason stated:

**\$237.50 2016 Summer Camp**

Refund to: Charity Garcia  
100 Polifly Road  
Hackensack, NJ 07601

**\$50.00 Polifly Park Permit - Safety Deposit**

Refund to: Sheyla Pereda  
47 Prospect Avenue #1  
Hackensack, NJ 07601

**\$50.00 Polifly Park Permit - Safety Deposit**

Refund to: Sharon Johnson  
39 Union Street, Apt 308  
Hackensack, NJ 07601

**\$50.00 Polifly Park Permit - Safety Deposit**

Refund to: Edward Lexidof  
79 Troast Street  
Hackensack, NJ 07601

**\$50.00 Polifly Park Permit - Safety Deposit**

Refund to: Humberto Vargas  
15 First Street Apt. A4  
Hackensack, NJ 07601

**\$50.00 Foschini Park Permit - Safety Deposit**

Refund to: Tatyanna Higgs  
477 Hudson Street  
Hackensack, NJ 07601

**\$50.00 Foschini Park Permit - Safety Deposit**

Refund to: Timothy Andrews  
73-75 First Street Apt 23  
Hackensack, NJ 07601

**\$60.00 Jr. Cheerleading Camp 2016**

Refund to: Toni Imperiale (for child Giada Oates)  
189 Ross Ave  
Hackensack, NJ 07601

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 313-16**

**RESOLUTION AUTHORIZING APPOINTMENT OF SPECIAL OFFICERS**

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**FOR 2016 ACADEMY CLASS**

**BE IT RESOLVED**, that the following individuals are appointed as Special Law Enforcement Officers in the City of Hackensack.

- Emily Dubon
- Thomas Kilroe
- Joseph Levy
- Carolina Garcia
- Brandon Goetz
- Matthew Dottino
- Matthew Ciuppa
- Stephen Aiello
- Christopher Gratzel
- Erika Maita Alvarez
- Daniel Mc Dermott
- Carlos Caraballo
- Keila Ynfante
- Stephanie Saladino
- Stephanie Estrella
- John Eller
- Zachary Ahmed
- Ashley Nam
- Tyler Iozia
- Sameh Andraous
- Robert Kaljaj

**CITY OF HACKENSACK**

**RESOLUTION NO. 314-16**

**RESOLUTION RECOGNIZING SEPTEMBER 15, 2016  
AS "BLESSINGS IN A BACKPACK DAY"**

**WHEREAS**, The National School Lunch Program is a federally assisted meal program operating in over 100,000 public and non-profit private schools and residential childcare institutions; and

**WHEREAS**, The National School Lunch program provides nutritionally balanced, low-cost or free lunches every school day to more than 31 million students across the country; and

**WHEREAS**, these meals are only provided Monday through Friday, leaving a significant gap for these youth over weekends; and

**WHEREAS**, Blessings in a Backpack is a 501(c)3 organization that through an all-volunteer network, mobilizes communities, individuals and resources to provide food on weekends for elementary school children across America who might otherwise go hungry; and

**WHEREAS**, As a result of a resolution passed at the U.S. Conference of Mayors meeting in June 2015 making the third Thursday of every September "Blessings in a Backpack Day" the event will return this year for its third year.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the City of Hackensack, in the County of Bergen, will hereby join Mayors nationwide and local Blessings in a Backpack volunteers in an effort to combat childhood hunger in the U.S. by taking part in a backpack stuffing event on Thursday, September 15, 2016 demonstrating their dedication to the youth in Hackensack.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				

Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 315-16**

**RESOLUTION AUTHORIZING VETERAN'S TAX EXEMPTION**

**WHEREAS**, statute N.J.S.A. 54:4-03.30 permits a 100% Disability deduction to be granted to qualifying property owners,

**WHEREAS**, an application must be in writing by the claimant and submitted on Form PTD to the Tax Assessor's office supported with documents to substantiate all necessary qualifications,

**WHEREAS**, Eric A. Cinotti, residing at 281 Park Street, Unit 4G, Hackensack, New Jersey, having satisfied the above, determined to be a 100% disabled veteran declared by the Department of Veterans Affairs and is entitled to tax exemption at 100% to be prorated as of December 17, 2015, is entitled to receive a refund in the amount of :

2015 - \$ 194.22  
2016 - \$2,690.00  
**\$2,884.22**

**NOW, THEREFORE, BE IT RESOLVED**, the Tax Collector is directed to issue a refund on Block 323 Lot 20, Qual C004G, assessed to Eric A. Cinotti, in the amount of \$2,884.22. Check is to be made payable to Eric A. Cinotti, for this 100% disabled veteran exemption refund. The Tax Collector is hereby authorized to cancel property taxes for the year 2016. The refund check will be given to the Tax Collector for mailing.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Abse nt</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 316-16**

**RESOLUTION AUTHORIZING BOARD APPOINTMENT**

**BE IT RESOLVED**, by the Mayor and Council of the City of Hackensack that Monica Keenan is hereby appointed to replace Christine Haas to serve the remainder of her term on the Condominium and Cooperative Unit Owners Advisory Board.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 317-16**

**RESOLUTION OF THE CITY OF HACKENSACK AUTHORIZING THE ACCEPTANCE OF A STATE OF NEW JERSEY SFY 2014 SAFE AND SECURE COMMUNITIES GRANT**

**WHEREAS**, the City of Hackensack was awarded a grant in the amount of \$60,000 through the SFY 2014 Safe and Secure Communities Grant Program; and,

**WHEREAS**, the City of Hackensack is desirous to enter into a grant agreement with the New Jersey Office of the Attorney General, Department of Law and Public Safety, Division of Criminal Justice, to accept this grant award.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack that Mayor John Labrosse is hereby authorized to execute said grant agreement.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 318-16**

**RESOLUTION OF THE CITY OF HACKENSACK AUTHORIZING THE ACCEPTANCE OF A STATE OF NEW JERSEY SFY 2015 SAFE AND SECURE COMMUNITIES GRANT**

**WHEREAS**, the City of Hackensack was awarded a grant in the amount of \$60,000 through the SFY 2015 Safe and Secure Communities Grant Program; and,

**WHEREAS**, the City of Hackensack is desirous to enter into a grant agreement with the New Jersey Office of the Attorney General, Department of Law and Public Safety, Division of Criminal Justice, to accept this grant award.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack that Mayor John Labrosse is hereby authorized to execute said grant agreement.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 319-16**

**RESOLUTION OF THE CITY OF HACKENSACK AUTHORIZING THE ACCEPTANCE OF A STATE OF NEW JERSEY SFY 2016 SAFE AND SECURE COMMUNITIES GRANT**

**WHEREAS**, the City of Hackensack was awarded a grant in the amount of \$60,000 through the SFY 2016 Safe and Secure Communities Grant Program; and,

**WHEREAS**, the City of Hackensack is desirous to enter into a grant agreement with the New Jersey Office of the Attorney General, Department of Law and Public Safety, Division of Criminal Justice, to accept this grant award.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack that Mayor John Labrosse is hereby authorized to execute said grant agreement.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino		<b>X</b>	<b>X</b>				
Sims			<b>X</b>				
Keeling-Geddis	<b>X</b>		<b>X</b>				
Mayor Labrosse			<b>X</b>				

**CITY OF HACKENSACK**

**RESOLUTION NO. 320-16**

**AUTHORIZING PLACE TO PLACE LIQUOR LICENSE TRANSFER (EXPANSION OF LICENSED PREMISE) FOR PALCAN, INC. LOCATED AT 160 PROSPECT AVENUE**

**WHEREAS**, an application has been received in the Clerk’s Office to approve a place-to-place transfer (expansion of licensed premise) permitting alcoholic beverages to be served on the outside patio areas for Palcan Inc., located at 160 Prospect Avenue, Liquor License Number 0223-33-004-005; and

**WHEREAS**, proof of publication has been submitted to the Clerk’s Office of the City of Hackensack of the notice of application for the said place to place transfer (expansion); and

**WHEREAS**, no written objections have been received and all applicable fees have been submitted to the City of Hackensack and the State of New Jersey; and

**WHEREAS**, the Mayor and Council further finds that the submitted application is complete; the application has disclosed and the City has reviewed and conducted an investigation of the submitted documents, the applicant is qualified to be licensed under the applicable New Jersey Statues and Regulations and City Ordinances.

**NOW THEREFORE BE IT RESOLVED**, that the following place to place transfer application (expansion of licensed premise) be approved effective August 22, 2016.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy		<b>X</b>	<b>X</b>				

Mayor Canestrino							
Sims			X				
Keeling- Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 321-16**

**RESOLUTION AUTHORIZING TAX COLLECTOR TO CONVERT BELOW CHARGES TO PROPERTY LIENS**

**WHEREAS,** the Governing Body of the City of Hackensack finds and declares that N.J.S.A. 40:48-2.14 states in all cases where brush, weeds, including ragweed, dead and dying trees, stumps roots, obnoxious growth, filth, garbage, trash and debris are destroyed or removed from any dwelling or lands under any ordinance adopted pursuant to section 1 of P.L. 1943, c.71 (C.40:48-2.13) or section 1 of P.L. 1994, c.167 (C.40:48-2.13a); and

**WHEREAS,** N.J.S.A. 40:48-2:27 states in all cases where brush, hedges and other plant life are cut from any lands within the limitations of section one hereof under any such ordinance, by or under the direction of an officer of the municipality; and

**WHEREAS,** N.J.S.A. 40:65-12 states the governing body may make, amend, repeal, and enforce ordinances to compel the owner or tenant of any lands abutting upon the public highways of the municipality, to remove all snow and ice from the abutting sidewalks and gutters of such highways within twelve hours of daylight after the same shall fall or be formed thereon, and all grass, weeds and impediments therefrom within three days after notice to remove the same, and remove all grass, weeds and impediments from the portion of any street, or highway abutting on such lands, and to provide for imposition of penalties for violation of any impediments by the municipality where the owner or tenant of any such real estate shall fail to remove the same as provided in the ordinance. The cost of removal of any such snow, ice, grass, weeds or impediments from any sidewalk, gutter or public highway by the municipality shall be certified to the governing body of the municipality by the officer in charge thereof; and

**WHEREAS,** by or under the direction of an officer or code enforcement officer of the municipality, such officer or code enforcement officer shall certify the above costs thereof to the governing body, which shall examine the certificate, and if found correct, shall cause the cost as shown thereon to be charged against said dwelling or lands; the amount so charged shall forthwith become a lien upon such dwelling or lands and shall be added to and become and form part of the taxes next to be assessed and levied upon such dwelling or lands, the same to bear interest at the same rate as taxes and shall be collected and enforced by the same officers and in the same manner as taxes; and

**WHEREAS**, the City of Hackensack has maintained the following properties by providing grass and lawn maintenance to the said properties:

464 Sutton Avenue	Block 139	Lot 13	\$ 135.00
42 Clinton Place	Block 422	Lot 01	\$ 135.00
421 Park Street	Block 419	Lot 39	\$ 135.00
271 Elm Avenue	Block 606	Lot 6.03	\$ 135.00
467 Parker Avenue	Block 139	Lot 47	\$ 135.00
464 Simons Avenue	Block 139	Lot 13	\$ 135.00
35 Jefferson Place	Block 531.02	Lot 9.02	\$ 135.00
216 Johnson Avenue	Block 531.02	Lot 10	\$ 135.00
472 Simons Avenue	Block 139	Lot 17	\$ 135.00

**TOTAL                    \$1,080.00**

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						<b>X</b>	
Deputy Mayor Canestrino		<b>X</b>	<b>X</b>				
Sims			<b>X</b>				
Keeling-Geddis	<b>X</b>		<b>X</b>				
Mayor Labrosse			<b>X</b>				

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the City of Hackensack that the above charges are certified to the Municipal Tax Collector, Elisa Coccia, and she is authorized to convert the above charges to become a lien upon such lands.

**CITY OF HACKENSACK  
RESOLUTION NO. 322-16  
RESOLUTION AUTHORIZING GOVERNING BODY  
CERTIFICATION OF THE ANNUAL AUDIT**

**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 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk 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 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 “Comments 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 “Comments 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 Mayor and Council of the City of Hackensack, 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.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 323-16**

**RESOLUTION ADOPTING THE AGREEMENT BETWEEN THE CITY OF**

**HACKENSACK AND THE HACKENSACK UNIFORMED FIRE OFFICERS ASSOCIATION (IAFF LOCAL 3172), AFL-CIO, CLC FOR THE PERIOD JANUARY 1, 2016 - DECEMBER 31, 2018**

**WHEREAS,** the Agreement between the City of Hackensack (“Hackensack”) and the Hackensack Uniformed Fire Officers Association (IAFF Local 3172), AFL-CIO, CLC (the “Union”) expired on December 31, 2015; and

**WHEREAS,** Hackensack and the Union have engaged in ongoing negotiations to discuss and agree upon the terms and conditions of a successor Agreement; and

**WHEREAS,** Hackensack and the Union have agreed upon the terms of a successor Agreement for the term January 1, 2016 through December 31, 2018;

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**WHEREAS,** Hackensack wishes to memorialize its approval of the terms and conditions of the successor Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hackensack that the Agreement as between the City of Hackensack and Hackensack Uniformed Fire Officers Association (IAFF Local 3172), AFL-CIO, CLC for the period of January 1, 2016 through December 31, 2018, be and hereby is **APPROVED**; and

**BE IT FURTHER RESOLVED** that the City Manager, the City Attorney, and the City Labor Counsel are authorized to take all appropriate actions so as to implement this Resolution.

**CITY OF HACKENSACK**

**RESOLUTION NO. 324-16**

**RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR ENGINEERING SERVICES RELATED TO CSO ASSET MANAGEMENT PLAN TO ARCADIS ENGINEERING**

**WHEREAS**, the City of Hackensack requires engineering services related to the Combined Sewer Overflow (CSO) Asset Management Plan; and

**WHEREAS**, the City solicited Requests for Proposals regarding said services; and

**WHEREAS**, a proposal was received from Arcadis Engineering; and

**WHEREAS**, it was determined that the proposal from Arcadis Engineering was most advantageous to the City in light of Arcadis' broad knowledge of the issue as a result of their previous contract with the City.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack, County of Bergen, as follows:

1. Arcadis U.S. Inc. of 17-17 Route 208 North, Fair Lawn, NJ 07410 is hereby awarded a contract in the amount not to exceed \$20,000 for the CSO Asset Management Plan in accordance with the proposal attached thereof.
2. A Certification of Funds has been prepared and authorized by the Chief Financial Officer for the said contract assuring that there is a sufficient appropriation to fund the purchases authorized in this resolution as an express and mandatory condition of the award of this contract.
3. The City Manager is hereby authorized to execute any contract documents necessary to effectuate the award of this contract. The City Attorney shall review any and all contractual documents prepared in furtherance of this award.

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 325-16**

**RESOLUTION QUALIFYING PROFESSIONAL SERVICE PROVIDERS AND AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS WITH SUCH QUALIFIED PROFESSIONALS**

**WHEREAS**, it has become necessary for the City of Hackensack ("City") to engage various professional service providers; and

**WHEREAS,** the City of Hackensack desires to appoint such professionals by a “fair and open” process pursuant to NJSA 19:44A-20.1 et seq.; and

**WHEREAS,** the City issued and advertised requests for qualifications (“RFQ’s”) on the City’s website and in official newspapers on July 01, 2016; and

**WHEREAS,** the qualification statements by professionals were submitted to the City by July 21, 2016 at 10:00 a.m.; and

**WHEREAS,** the qualification statements were reviewed to determine applicants that have met the minimum professional, administrative and financial criteria described in the RFQ and based upon the totality of the information contained in the qualification statements, including information about the reputation and experience of each applicant and ability to best serve the needs of the City of Hackensack; and

**WHEREAS,** the City finds it in its best interests to qualify certain professional service providers on August 22, 2016; and

**WHEREAS,** the City finds it in its best interests to now assign certain professional service providers to various positions, matters and assignments.

**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Council of the City of Hackensack, County of Bergen that the City finds it in its best interests to assign the following professional service providers to the following positions, matters and assignments:

1) City Attorney

Harwood Lloyd, LLC

2) Labor Attorney

Wiss & Bouregy (Compensation will not exceed \$150,000 without the express written authorization of the City)

3) Bond Counsel

Wilentz, Goldman & Spitzer P.A.

Rogut McCarthy LLC

4) City Prosecutor

Catania & Ehrlich, P.C. (Compensation will not exceed \$70,000 at \$700 per session without the express written authorization of the City)

5) Alternate City Prosecutor

Linda Schwager (Compensation will not exceed \$700 per full session without the express written authorization of the City)

6) Public Defender

DeMarco & DeMarco (Compensation will not exceed \$17,000 without the express written authorization of the City)

The Gray Law Firm (Compensation will not exceed \$17,000 without the express written authorization of the City)

Galantuccio & Patuto (Compensation will not exceed \$17,000 without the express written authorization of the City)

7) Tax Appeal Attorney

Marc A. Raso, Esq. (Compensation will not exceed \$200,000 without the express written authorization of the City)

O'Donnell McCord (Compensation will not exceed \$100,000 without the express written authorization of the City)

8) Tax Appraiser

McNerney & Associates

9) Consulting Engineer

Boswell McClave Engineering

Arcadis Engineering

10) Auditor / Financial Management Services

DiMaria & DiMaria LLC (Compensation will not exceed \$100,000 without the express written authorization of the City)

11) Special Litigation Counsel

McManimon Scotland Baumann

Eric M. Bernstein & Associates

Rubenstein, Meyerson, Fox, Mancinelli, Conte & Bern

Roth D'Aquanni, LLC

Archer & Greiner

12) Affordable Housing Counsel

Jeffrey Surenian (Compensation will not exceed \$25,000 without the express written authorization of the City)

13) Redevelopment Attorney

Archer & Greiner (Compensation will not exceed \$50,000 without the express written authorization of the City)

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to execute contracts with the above professional service providers, in accordance with NJS 40A:11-5(a)(i).

**CITY OF HACKENSACK**

**RESOLUTION NO. 326-16**

**RESOLUTION OF THE CITY OF HACKENSACK, COUNTY OF BERGEN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. §40A:2-51 AND N.J.S.A. §40A:2-55 IN CONNECTION WITH THE ISSUANCE OF NOT TO EXCEED \$10,065,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS AND/OR REFUNDING NOTES**

**WHEREAS**, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, as amended and supplemented (the “Local Bond Law”), the City of Hackensack, County of Bergen, State of New Jersey (the “City”) has determined to provide for the payment of tax appeal judgments and settlements with various taxpayers, plus the costs associated with the issuance of Refunding Obligations (as hereinafter defined), through the issuance by

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

the City of refunding bonds and/or refunding notes in an aggregate principal amount not to exceed \$10,065,000 (the “Refunding Obligations”).

**WHEREAS**, the City desires to make an application to the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs (the “Local Finance Board”) for its approval of a refunding bond ordinance authorizing the issuance of not to exceed \$10,065,000 aggregate principal amount Refunding Obligations; and

**WHEREAS**, the City believes that:

- (a) it is in the public interest to accomplish such refunding;
- (b) said refunding is for the health, wealth, convenience or betterment of the inhabitants of the City;
- (c) the amounts to be expended for said refunding are not unreasonable or exorbitant;

(d) the refunding is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY as follows:**

Section 1. The submission of an application (the “Application”) to the Local Finance Board in the Division of Local Government Services, New Jersey Department of Community Affairs for the purposes referenced in the recitals above is hereby authorized and Wilentz, Goldman & Spitzer, P.A., the City’s Bond Counsel (“Bond Counsel”) and Dimaria and Dimaria, LLP, the City’s auditor (the “Auditor”), along with other officials and representatives of the City, are hereby authorized and directed to represent the City in such matters pertaining thereto. Any previous actions taken by Bond Counsel and the Auditor along with other officials and representatives of the City related to the preparation and submission of the Application are hereby ratified and confirmed.

Section 2. The City Clerk is hereby directed to prepare and file certified copies of this resolution and the refunding bond ordinance after first reading with the Local Finance Board as part of such Application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such Application and to record its approval as provided by the applicable provisions of the Local Bond Law.

Section 4. This resolution shall take effect immediately,

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>N o</b>	<b>Abstai n</b>	<b>Abse nt</b>	<b>Excuse d</b>
Battaglia						x	
Deputy Mayor Canestrino	x		x				
Sims			x				
Keeling-Geddis		x	x				
Mayor Labrosse			x				

Motion to amend Resolution 327-16 – Authorizing the Issuance of Requests for Qualifications for Professional Services – to add Redevelopment Attorney.

**CITY OF HACKENSACK**

**RESOLUTION NO. 327-16**

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES  
TO THE CITY OF HACKENSACK**

**WHEREAS**, as of January 1, 2006, N.J.S.A. 19:44A-1 et seq., commonly

<b>Council Member</b>	<b>Intr o</b>	<b>Secon d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino	X		X				
Sims			X				
Keeling-Geddis		X	X				
Mayor Labrosse			X				

known as the “State Pay to Play” Law, enacted by the New Jersey State Legislature became effective; and,

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.5, a municipality may not award a contract within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c.83 (C.19:44A-1 et-seq) to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.5; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.7, a “fair and open process” means, at minimum, that the Request for Qualifications (“RFQ”) shall be: (1) publicly advertised in newspapers or on the Internet website maintained by the municipality in sufficient time to give notice in advance of the contract; (2) awarded under a process that provides for public solicitation of proposals or qualifications and awarded and disclosed under criteria established in writing by the municipality prior to the solicitation of proposals or qualifications; and (3) publicly opened and announced when awarded; and

**WHEREAS,** it has become necessary for the City of Hackensack (“City”) to engage various professionals and extraordinary unspecifiable service providers; and

**WHEREAS,** the City of Hackensack desires to appoint such professionals and extraordinary unspecifiable service providers by a “fair and Open Process” pursuant to N.J.S.A. 19:44A-20.1 et seq.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack, County of Bergen, that RFQ’s for the following professional services are hereby authorized:

1. Public Defender / Conflict Public Defender;
2. Tax Appeal Attorney;
3. Consulting Municipal Engineer;
4. Special Litigation Counsel;
5. Redevelopment Attorney;

**BE IT FURTHER RESOLVED,** that all of the RFQ’s for professional services and extraordinary unspecifiable services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including, but not limited to:

1. Experience and reputation in the field;
2. Knowledge of the subject matter to be addressed under the contract;
3. Availability to accommodate any required meetings of the City or City Agency; and
4. Any other factors demonstrated to be in the best interest of the City or City Agency.

**BE IT FURTHER RESOLVED,** that the City Clerk is directed to publish notice of the RFQ’s for the professional services and extraordinary unspecifiable services enumerated above on the City website with a prominent link on the home page of the City’s website by August 27, 2016. The notice of RFQ’s shall include the following:

1. A description of the requested professional or extraordinary unspecifiable serve for which the RFQ is made;
2. A statement that Qualifications must be submitted by 10:00 a.m. on September 19, 2016;
3. A statement that the RFQ’s are being made by the City;
4. The address and phone number of the City Clerk’s office and a statement that applicants may obtain the RFQ document from the Clerk’s office if they cannot obtain the RFQ documents from the City’s internet website;
5. A statement that the RFQ is being made through a “fair and open process” in accordance with N.J.S.A. 19:44A-20.5 et seq.

**BE IT FURTHER RESOLVED**, that the City Attorney is authorized to effectuate the drafting of RFQ's, which shall include the evaluation criteria hereinabove stated.

**BE IT FURTHER RESOLVED**, that the City Clerk or her designee shall publicly open and read aloud the submissions responding to the RFQ's, including the name of the applicant and any other pertinent information on September 19, 2016 at 2:00 p.m. in the Council Chambers at City Hall.

<b>Council Member</b>	<b>Intr o</b>	<b>Seco nd</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 328-16**

**RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR ENGINEERING SERVICES FOR TRAFFIC SIGNAL AT PROSPECT ST. & BEECH ST.**

**WHEREAS**, the City of Hackensack requires engineering services related to the installation of a traffic signal at the intersection of Prospect Street and Beech Street; and

**WHEREAS**, the City solicited Requests for Proposals regarding said services; and

**WHEREAS**, proposals were received from Boswell Engineering and Neglia Engineering; and

**WHEREAS**, it was determined that the proposal from Neglia Engineering was most advantageous to the City based on cost and other factors considered.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Hackensack, County of Bergen, as follows:

1. Neglia Engineering of 34 Park Ave., Lyndhurst, N.J. 07071 is hereby awarded a contract in the amount not to exceed \$24,300 for the New Traffic Signal Installation - Prospect & Beech Project in accordance with the proposal attached thereof.
2. A Certification of Funds has been prepared and authorized by the Chief Financial Officer for the said contract assuring that there is a sufficient appropriation to fund the purchases authorized in this resolution as an express and mandatory condition of the award of this contract.
3. The City Manager is hereby authorized to execute any contract documents necessary to effectuate the award of this contract. The City Attorney shall review any and all contractual documents prepared in furtherance of this award.

<b>Council Member</b>	<b>Intr o</b>	<b>Seco n d</b>	<b>Yes</b>	<b>No</b>	<b>Abstai n</b>	<b>Absen t</b>	<b>Recuse d</b>
Battaglia						X	
Deputy Mayor Canestrino		X	X				
Sims			X				
Keeling-Geddis	X		X				
Mayor Labrosse			X				

**CITY OF HACKENSACK**

**RESOLUTION NO. 329-16**

**RESOLUTION AUTHORIZING TAX REFUNDS**

**BE IT RESOLVED**, by the City Council of the City of Hackensack that the proper officers be and are hereby authorized to make the following refunds for the reasons stated:

<u>AMOUNT</u>	<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>REASON</u>
\$1,638.72	341	8C0S9K	World Plaza Properties, LLC 1265 Fifteenth St Ft Lee, NJ 07024	2016	Overpayment
\$6,637.13	66	48	Chiesa Shahinian & Giantomasi PC For 33 Hudson St LLC % A. Sanzari	2010	SBJ
\$8,413.30	66	48	Chiesa Shahinian & Giantomasi PC For 33 Hudson St LLC	2011	SBJ

## Public Comment

A motion to open the meeting to the public was offered by Councilman Sims and seconded by Deputy Mayor Canestrino.

Mark McCart - Hackensack - Sanitation representative - I just want to thank some of the Council who stood up against privatization regardless of the numbers. Councilman Battaglia isn't here but anyone else who wants to stand up against it, I'm giving you the opportunity tonight. If not, I guess we can talk about the fact that the bids were open. I think we can see from a rough analysis that we will not see a savings. Doing some rough numbers, we can see it will cost more to privatize and cost more to the taxpayers. I'd like to ask the CFO what type of factors will be considered doing the fiscal analysis to compare the numbers of the bids.

CFO- The original preliminary financial analysis that was done was based on the existing costs of running the garbage collection as it stands today which would include salaries and wages, health benefits, social security, workman's comp, as well as operating expenses such as vehicle repairs, supplies, and fuel. That was the preliminary analysis - the analysis we are going to do now is different. The Mayor and Council have set the precedent that there will be no layoffs. It will be all costs exclusive of personnel costs.

Mark McCart continued - Do you know if we will keep the trucks that we currently have?

CFO - No, we do not know.

Mark McCart continued - So at this point we really won't see a significant savings from wages, salaries, social security because we will not be laying off people. We are probably going to keep the trucks for recycling, leaf pick up, other things so we will not be seeing any savings in operations. So I am not really even sure what you are going to compare. There is not going to be a whole lot of room there for savings. When do you think we will have the final analysis?

CFO - Four to six weeks.

Alexis Palinkas - 235 Prospect Ave - Hackensack - I'd like to thank Greg Liosi for the wonderful summer concert series. I have three questions - 1. I have been asking about a drop off bin for used or un-used prescription drugs. So many towns are doing that - is there any way we can get that going at the Police Department. 2. - The City Manager did say the reasoning behind extending the meters parking fee until 9 o'clock at night but I would like that clarified. 3. - The funding for the arts center, we are having trouble getting money for that. What is the cost for the dome at Foschini Park? Why can't some of the money for that be allocated to the Arts Center? Or to improve our garbage trucks?

Mayor Labrosse - I am actually looking into the prescription drop-off bins through a program with the hospital and the Police Department.

City Manager – The current ordinance does regulate parking until 9 o'clock at night so we are going to be starting enforcement of that. It is the downtown area of redevelopment and it is to try to turn over of the key parking spots. The amount for the dome I believe is \$7 million.

CFO- The ordinance for the sports dome is \$7 million. That is a policy decision of the Mayor and Council. If money were to be taken from that, that would require an ordinance amendment which would also be a policy decision. What we did earlier was adopted the ordinance for the performing arts center and allocated additional funding for that.

Ms. Palinkas continued - Where is the money coming from? Can any of the \$7 million be slipped over to the arts center since the arts center came first? The arts center serves the entire community children to adults.

CFO – When we did the capital presentation earlier this year, we made the statement that we were looking to make extensive capital improvements which included the performing arts center, the sports dome, street paving, a lot of projects and what we had said at that time was that all the capital improvements would be done under the existing debt service budget. The debt service component of the municipal budget would not be increased to pay for any of these projects.

Mayor Labrosse – You would have to amend both ordinances but now it is fully funded. I also want to make it clear that just because we have bonded that money does not mean we are spending all that money. It is just an opportunity to do that should we go ahead with that project.

Steve Gelber – Hackensack – Are you sure it is 9 o'clock PM already in the city code? I want to be really certain because even if it is in the ordinance, it is not being enforced now. I regularly frequent restaurants on Main Street – you said it is for redevelopment of downtown, I hardly think that having patrons of restaurants go out to feed the meter during dinner is friendly to development and building up the downtown. As to the \$7 million estimates on just building the dome, do those include possible site remediation for maybe soil issues?

CFO – Yes that is included.

Mr. Gelber continued – I came and talked twice now about this second round of the PR fiasco. First time he broke the law. Second time you potentially broke the law. I was a little surprised when I read The Record's coverage of this issue. Your comments about Mr. Salkin – I have no love and allegiance to Mr. Salkin – but to think that it's bribery because someone wrote two sentences not on the city's dime. There was no discussion – as far as I know he was working for us already. Well, was it on the city's dime? Did you not think it was? Did you think you were paying him? Your statement to The Record in and of itself contradicts itself. Then prior, you threw up your arms, excited that it had nothing to do with the city. I agree 100% it had nothing to do with the city. If he was hired, he should not have been writing that PR piece. That was a campaign piece for you. Your statement contradicts itself. If it was a bribe, there is no two ways about it he did something personally for you that benefited the city in no way. No one cares on the street if you are voting for Donald Trump or not. That was a PR stunt for you, politically, on the city's dime... or so we thought... but it was on nobody's dime, which means, very potentially it was a bribe. I have to look where it's coming from.

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It is a political stunt that stinks of the old style politics that have plagued this town forever. Take it from where it's coming from." I don't love Mr. Salkin but is he right on? Yeah he is right on. Was Regina right on when she came to a meeting about having two meetings a month or proper notice of meetings or Green Acres? You brushed it off and said take it where it's coming from. It's political, she's against me. No - people want you to do what is right. People want you to follow the law, spend our funds wisely, advance the city, do things properly, and not advance yourself. Are you wrong? Yeah. Don't walk down the street with your mouth open and not expect to catch some flies in it. Mr. Mangin, I just want you to clarify, you are not going to include personnel costs in the financial analysis as to privatizing sanitation? You can't exclude them because if we aren't laying anyone off, we have 30 guys that we will continue to pay, you have to add that to what the contract will cost? There is no possible way you will save money.

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Sissy Schariff - Second Street - Hackensack - I picked up a flyer from Reverend Jackson's church and it says adopt a block Saturday August 27<sup>th</sup>, 2016 - there is music, free food, games, haircuts, dancing, etc. I want the community to know because it invites the whole city of Hackensack. I want to thank Dave for keeping the kids off the street again this summer. I deal with a lot of children and the basketball program and even now that the season is over, the children are still organizing different towns to play basketball. I am looking to have some good players coming out of this summer league. The Splash Pad at Carver Park is not at its full potential. People in the community are still saying they have to go and register. I tried explaining that you don't have to go anywhere to register, you can do it right at the park and most of the time there is nobody there anyway. I think you need to come up with something to let the community know. A lot of people cannot afford to go down there during the day to register. We need to put some kind of notice out. That would be a help - it is being under used. The summer concerts were great. The theater at night is wonderful. I am not clear on where we are with sanitation. I still support that it should be taken off the table. We are hoping you do the right thing. One time when I was here the Police Officers were talking about periodic raises and things of that nature - are they getting them now? Is that moving forward?

City Manager - We can't talk much about negotiations but we are in negotiations. There was a recent ruling in March from Atlantic County about step increases. The officers had received their step increases after they had requested it. In the initial negotiations that was not going to be implemented. We have since implemented that and as soon as some other things are ironed out, we will be renegotiating. It is up to the Civil Service right now, it is outside of the city's hands.

Carolyn Davis - Hackensack - I want to say thank you to Greg Liosi and Randy and everyone who had something to do with the activities at the Atlantic Street Park. It has really been enjoyable. I know sanitation is still up in the air. I am still against privatization. I know that you had said when you had more information you would have a larger meeting for the public, they would be notified, and you would move the venue hopefully to a larger place. I hope that is still the plan and that the public will be notified.

Randy Glover - Hackensack - I would like to thank Greg Liosi this evening for having the foresight to step out of his comfort zone and for all the concerts on Atlantic Street. They were very successful. I would like to thank the

whole City Council for being very supportive. Thank you for coming out. Also because of you guys, this Thursday at the Shops at Riverside, Tony Deserra will be there from 5 to 7 PM. He performed at the gala for the Upper Main Street benefit. I hope to see everyone there.

Regina DiPasqua - Parker Avenue - Hackensack - This whole enforcement of parking meters - first in 2014 you made some changes where that ordinance was until 6 PM. If you look it up online it says until 6 PM but in July of 2015, a year ago, is when you put through an ordinance for 9 PM. In a year you have not enforced it. It is ordinance 27-2015. That also reduced parking from a 2 hour limit to a 100 minute limit on Main Street. I don't always get dinner done in 100 minutes. I don't want to have to go out to feed the meter. If I want to go to Noches De Columbia, I can go to Englewood and I can find a place to park where I don't have to pay the meter. You are pushing people away from Main Street. You have not enforced it in a year. You hired part-time people, that is going to cost us but I don't think you are going to get the revenue to cover what you are paying them. You are hurting the businesses. It is horrible for residents. It is horrible for bringing people in. They are going to keep going north into River Edge and New Milford and have dinner and not have to watch the meter. Carver Park - Green Acres says you can do registration by mail. Has anyone offered that to the residents? They could call the rec department and get an application by mail. You want to keep it small - it is small, there is nobody using it. I am glad you have the firefighter's contract. I wish you would listen to what the residents want as far as sanitation. I think you are spreading yourselves too thin with a dome and cultural arts and all the other projects on the plate. You are opening us up to more lawsuits even though it was part of your platform to not have so many. I have been told that the liability policies are extremely low. What happens if we are sued and the judgement exceeds the insurance policy limit? Where will that money come from? Our policy is very low and people are going to get large settlements. Sometimes people sue for punitive damages and if they get a judgement against an individual city official, who pays that?

Judge Carver - The city has what is called an SIR - self-insured retention- which is currently \$250,000 or maybe \$500,000 after that there are various layers of insurance. We are a member of the South Bergen Joint Insurance Fund - municipal excess liability fund, there is millions and millions of dollars in coverage. There is no need for anyone to fear a recovery that can't be funded. As far as punitive damages are concerned, they cannot be awarded against a municipality or governmental entity however they can be awarded against an individual. There is a federal statute 19-83 which is routinely pled when suing individuals. A municipality has the option of compensating or reimbursing someone who has a punitive award lodged against them - often times police officers. I've been doing this a long time and I've never had that happen.

Ms. DiPasqua - What about the parking meters?

City Manager - My job is to enforce the ordinances that are passed. We are letting the public know that we are going to start enforcing. If the Council wants to change that policy or that ordinance, that is up to them.

Richard Salkin - Hackensack - If this meeting had been held last Wednesday or Thursday, I would have come in here breathing fire. I would have been just as snarky as you were in your public statements. Ridiculous political stunt?

Absolutely no merit? I just want you to consider - I'm sure you never even saw the complaint, you know nothing about the factual allegations in the complaint, know nothing about the definition of bribery in the state of NJ, nothing as we have seen throughout these three and a half years about ethics in the state of NJ - and you say no merit. On the other hand, a superior court judge looked at the complaint and issued an order to show cause September 12th. I think you are not ahead of this right now and I think maybe you shouldn't run your mouth. Mrs. Canestrino and Judge Carver knew enough not to be quoted. On the other hand there was an ambiguity - I wasn't sure if there was consideration paid or not. If you go back to the tape of June 14th, Regina asks you and it is not really clear what the answer is. Then you said we did not pay anything. I waited to file this until Citizens For Change filed its quarterly tax return and of course you didn't pay the firm. You put out a RFQ, you set a deadline, before you even made a decision there is a press release that says we met with city officials last week. When you look at your RFQ, it says they are to have no contact with any city officials unless Deborah Karlsson directs you.

Judge Carver - I am advising, since you initiated the litigation and the matter is in litigation, I am advising the Clerk and the members of the Mayor and Council not to comment on pending litigation.

Peter Marchasani - Davis Avenue - Hackensack - I would like to say that I totally agree with Rick Salkin. I always thought the last thing the city of Hackensack would want to do is outsource sanitation. Somebody introduced the idea that there should be outsourced sanitation for one reason or another. I do think that once that idea was put forth and the Council decided to take a firm look at it, even though the community expressed their concerns and rightfully so, I do think that the process was started and needed to continue, but with the handwriting on the wall, I think that we can say, we can all see that sanitation will not be outsourced. But as long as the process has begun, we ought to gather the data and come up with a presentation, and see it through to the final conclusion. Money will have to come up for the new trucks obviously. I do think in my heart, and I hope I am right, that the numbers will prove that we should keep it in house. The thing about the parking on Main Street - there is a tag on the meters that say only until 6 PM and there is a sign a few feet down that says 8 PM or 9PM. There is a disparity between what the meter has on it and the actual signs on Main Street. I do think however you look at it with the fees for parking and the issues going on with redevelopment, something has to be done. I think it is silly to try and extend it beyond 6PM especially because of the restaurants. Whatever revenue is generated at that point of the day I don't think is a big deal. We are not concerned about turn over because we are not talking about retail stores. So I think we should take another look at that. As for the publicist, we are dealing with some potential litigation here - I see it differently. I see it as an opportunity for a publicist to present something, some body of work, that the city can say these guys did a good job on this press release. Be that as it may, the fact that Kathy and John, stood up and said Donald Trump is not our guy and we don't want to be associated with any of the negativity that he is associated with, I think it took a lot of courage. I think it does accrue to the residents of Hackensack. It is not a political ploy. It is a statement of fact that is we are your representatives and we don't like this guy. I applaud you for that.

Rich Cerbo - Spring Valley Avenue - Hackensack - I want to talk about the arts center and hopefully this is going to happen. It keeps getting pushed

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back. I hope this is going to happen by next summer, maybe. It would be a great thing for the theater. I know there is a lot of talk about the entertainment in the town. There is a professional theater group in Hackensack and they have been performing for nine years. It is called the Company Theater Group. We are still in the theater behind St Francis Church. We are dying to get into the new theater. I urge you to try to get behind this and get it done. The next show for our group starts September 17<sup>th</sup> - these are professional actors. They have been on London stages, New York stages, this is what you really want to see when you are going to watch theater. It is American contemporary theater. We try to empathize with the world. The next show is called 'What We Are Up Against.' It is about sexism and a glass ceiling for women. It is about status anxiety in the workplace. Please show up and support the show. It will go on for three weekends. Also, I wanted to mention, Henry Adams, one of our great historians, said that people in long-term positions like elected officials, clergy, teachers, begin and do lose their faculty of will. There is just a lot of dead weight around. Losing your faculty of will in a position over the years is happening. It is why things are not so great in our nation and locally. I don't think you are bringing in that much with the meters on Main Street. If it is about revenue, I don't think you are really bringing in more revenue. I think you are better off doing away with the meters than increasing their presence around.

Kathleen Salvo - Hudson Street - Hackensack - One thing that was unanimous tonight was the parking meters. No one wants to see it extended until 9 PM. I don't know whose idea it was but retail is different, it ends at 6PM. It is just restaurants or if you are at the cultural arts center and you are watching a performance, you will have to run out and feed the meter. I am surprised the Upper Main Street Alliance is allowing you to do this. This is going to kill the restaurants. It is going to hurt the businesses. You should reconsider this. As far as sanitation goes, we are beating this to death. Mr. Mangin, you really need four to six weeks to figure this out? You can probably do it in ten minutes. You are just holding us in limbo. These poor men are working at a big disadvantage. They don't have a real superintendent to take care of them. They don't have the right equipment. I think it was sabotage to try and get rid of the department. Why are we dragging our feet on this? Let's get this resolved. We should be thinking of ordering trucks so we have them by the winter. It is nice that you are going to extend the water parks for the month but can we extend the garbage if the heat doesn't cooperate? Garbage stinks. It's disgusting. In the first ward, your garbage can is under somebody's window. If the weather is hot, you can't open your window. We need twice a week garbage collection. If we can extend the water park, we can extend the garbage pick-up. Let's think about that. You said you had money to do these things initially but once they are done, they become a line item on the budget. You have to maintain them. The money needs to be there the next year for them. So our budget is going to increase and that is what you have to factor in. You can't just do them and think it's done. Mr. Troast, you owe me a tree before you leave. I told you it was a weed, it came from next door, it strangled the pine tree and it died.

Margo Cooper - Stanley Place - Hackensack - Regarding the meters on Main Street, they should remain at 6PM. Don't force it over to 9PM. When we have residents in the new apartments on Main Street, they will have friends coming into town for dinner and it will be an imposition to have them running out to put money in the meters. 6PM is a good time to cut off. I just had dinner in Englewood, 6PM the meters are finished. Hackensack should follow

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suit on that item. In addition, I'd like to address this to Councilman Sims. I was at the Splash Pad the other day; I believe there were three staffers. They were nice young people. The season is technically finished so therefore I think it would be good to let people know where the young people can go for the next session so that they can fill out the necessary forms anytime, so they can get their CPR training, and can be part of the staff. It would be nice for the residents and maybe the churches follow up on the details so we can have more young people who live in Hackensack be part thereof.

City Manager – They have to be certified licensed lifeguards. Usually the YMCA has training.

Ms. Cooper continued – It is very hot outside now. Because it is the end of the season right now, it is a good time for the city to contact Home Depot and Lowe's about umbrellas. They want to get rid of merchandise and hopefully they will donate to the town if we ask and it is a tax write-off for them. Hopefully someone will investigate that. The other thing, sometimes the Council meeting is on Monday and sometimes it is on Tuesday. It confuses myself and many other residents. Why do we sometimes have Monday and sometimes Tuesday?

City Manager – Sometimes it has to do with different holidays or different calendar events. There are a lot of Jewish holidays that come into play. The summer concert series are on Tuesday nights so we made a lot of the meetings on Mondays.

Ms. Cooper continued – Can those concerts be held on a different night of the week next season so that the Council meetings can remain on Tuesday nights so people won't end up missing the meetings.

Mayor Labrosse – There is a possibility. A lot of it has to do with if the acts are booked elsewhere and scheduled for other events.

No one else wished to speak. A motion to close the meeting to the public was offered by Deputy Mayor Canestrino and seconded by Councilman Sims

## **Council Comments**

Councilman Battaglia- Absent

Deputy Mayor Canestrino – It was nice to have Mr. Hogan come tonight and give us this nice artifact that we can display here in city hall. One of the interesting things to me was that more people voted in 1933 for municipal government than they do now. Please, get out, register to vote, it's easy, you can vote by mail, you can get an absentee ballot – it is an option to everyone. I think it's a great message. As he continues to portray history throughout Bergen County, I think it is wonderful. I want to thank ICAL for all they do for the city and all they are doing now to raise funds for our cultural arts center. Also, a great story of the two city employees who stepped up to the plate to help someone who had a problem in the river, these are the kind of folks that truly love our city. About the cultural arts center – we actually increased the funding for it. The reason we held a special meeting a couple weeks ago was to make sure it could be adopted tonight so we could go forward. We had to make some changes, we found

some structural damage, we needed a new roof, we wanted to make sure we had the proper dressing rooms - we made some changes so we could do it right the first time. We don't want to move forward and then say if only. We are still continuing to raise funds. There are still seat tags available and our donor wall. Sanitation - Mr. Marchasani said it very well, we are this far along in the process, let's just continue that process. We wanted to find out what all the costs were before we made an investment. Let our finance department do their work and their analysis, present the information to the city officials and to the public, and then we will make the right decision for the city. Should we need to fund and purchase those trucks? Then that is what we will do. When we came into the city, there were many things that needed to be upgraded and needed to be changed. We bought our second fire truck now which was long overdue. Paving of the streets and so many other things that had been neglected for so long. Yes, we had to prioritize. I wish we could buy the two fire trucks and the nine garbage trucks all in one year but we couldn't. We did the best we could - we fixed the garbage trucks, we leased some trucks to get us where we are today. Now we are at a point where we had to make a decision to gather all the information before we decide to invest in new trucks. I believe we will work together and come up with the best solution for the city. It was great to hear that everyone is enjoying the concerts and events at Atlantic Street Park. The city invested in that park because we felt we had a great need for that. I want to thank everyone involved for coming up with the type of entertainment that we need and we want in Hackensack. We had a great audit report this year from our auditors. I want to thank Jim on all the hard work he has done to make that happen. Our financial statement has never looked better. We are well on our way to financial stability and tax stability. Thank you everyone and have a good night.

Councilman Sims- Thursday night at 8PM we will have another movie in the park. I believe it is 'Singing in the Rain'. I want to thank Randy Glover for the Friday night jams. I have a few thank you cards here from some of the camps that used the Splash Park. I am glad to see it is being used. Yesterday myself and the Mayor went to a car show in honor of a young lady named Shauna. Shauna had cancer since she was 5 years old and right now she is 5 years in remission. Shauna wanted to give back to the people at the hospital who helped her along the way. Shauna has raised over 1,200 children's band aids which she plans to donate to the hospital on September 10<sup>th</sup>, 2016. I picked up two boxes. They are like stickers for the kids when they get a needle - it makes them feel good. If anyone wants to contribute, we can add to what she has raised. We will put a drop off box at City Hall. Thank you!

Councilwoman Keeling-Geddis- I would like to extend my condolences to Debbie Karlsson, Tim Hoffman and his mom Dawn Hoffman on the loss of their aunt, sister, and cousin, and also to anyone who has lost loved ones in the past year. Kathleen Salvo, your mom. I have to give props again to the cultural arts department for such a successful summer at the Atlantic Street Park. The summer mini concerts were successful and very well received by the community. It also helped to introduce the park to the community. For those who enjoyed the mini concerts, please advocate for it to be put into the budget next year. We have a resident, Mr. Randy Glover, who came to the forefront with an idea and made it work along with the cultural arts department. If you have a good idea that you think can work here in Hackensack, bring it to us. Mr. Cerbo - have you spoken to Greg Liosi about getting on his roster? Thank you and have a good night!

Mayor Labrosse - I want to thank the County Clerk Mr. Hogan for coming here. My guess is he will be visiting all the municipalities with a similar poster with some history. That was nice of him. I want to thank ICAL for all their hard work and their donation to the cultural arts center. The car show I went to with Councilman Sims yesterday was a great event. This little girl is 11 years old. She had a very rare form of cancer. September 10, 2016 she will be 5 years cancer free. Dave mentioned how teachers buy school supplies for their kids, nurses do the same thing. Nurses on their own buy these band-aids. Anything we can do to help her. We gave her a proclamation too. Pretty sure this is the last go around with paying off some of these tax appeals. Kudos to Jim with the audit. It was a great year with the cultural arts department events in the Atlantic Street Park. Everything was very well attended. The Latin Night was more attended than when we had the Latin band on the green. Parking meters - we can change the parking meters if we feel it isn't working. I think this was done on the premise that we might be farther along on redevelopment with more stuff going on on Main Street. We will sit and talk and go over some of the concerns that we heard here tonight which I think were legitimate. Thank you for coming and have a great night.

A motion to close the meeting to the public was offered by Deputy Mayor Canestrino and seconded by Councilman Sims.

There being no further business the meeting was adjourned at 10:04 p.m.

Approved by Mayor and Council on September 12, 2016.

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Mayor John P. Labrosse, Jr.

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Deputy Mayor Kathleen Canestrino

**ABSENT**

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Councilman Leonardo Battaglia

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Councilman David Sims

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Councilwoman Deborah Keeling-Geddis

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Deborah Karlsson, City Clerk