

**TOWNSHIP OF CEDAR GROVE
ESSEX COUNTY NEW JERSEY**

PUBLIC MEETING

MINUTES

JANUARY 11, 2016

1. ROLL CALL, INVOCATION AND FLAG SALUTE

Mayor Chiusolo called the meeting to order at 7:00 p.m.

Present: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

Also Present: Township Manager Tucci, Township Attorney Zielinski, and Township Clerk Stutz

The flag salute was led by Mayor Chiusolo.

Mayor Chiusolo made the required announcement concerning the Open Public Meetings Act as follows: Adequate notice of this meeting was duly provided to the Verona-Cedar Grove Times and the Star Ledger on December 31, 2015 filed with the Township Clerk, and posted on the public bulletin board in the Municipal Building Lobby in accordance with the Open Public Meeting Act.

2. EXTRAORDINARY BUSINESS OF THE TOWNSHIP COUNCIL

a) Ceremonial Swearing-in of Fire Chief

Mayor Chiusolo administered the oath to John C. Bannon.

b) Ceremonial Swearing-in to Two Police Officers

Mayor Chiusolo administered the oaths to Christopher A. Lynch and Joseph N. Ligas.

c) Swearing-in of Police Lieutenant

Mayor Chiusolo administered the oath to John Kennedy.

d) Presentation to Recreation Advisory Board member

Mayor Chiusolo presented a plaque to Regina Guth who resigned from the Board after 38 years of volunteer service.

3. APPROVAL OF MINUTES

(a) To consider approval of regular public meeting minutes of December 7, 2016

Councilman Maffucci moved approval of the minutes as presented, seconded by Deputy Mayor Tanella, and passed by the following vote:

AYE: Councilman Kumburis, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

ABSTAIN: Councilman Longo

4. PUBLIC HEARING

(a) To consider adoption of Pending Ordinance #15-789 Police Salaries, Grades, Wages and Fees for fiscal years 2016, 2017 and 2018

The ordinance was read by title only as follows:

AN ORDINANCE FIXING SALARY GRADES AND WAGES AND FEES OF THE OFFICERS OF THE CEDAR GROVE POLICE DEPARTMENT OF THE TOWNSHIP OF CEDAR GROVE FOR FISCAL YEAR 2015, FISCAL YEAR 2017 AND FISCAL YEAR 2018

Mayor Chiusolo opened the public hearing on this item. There being no one present wishing to be heard, Mayor Chiusolo closed the public hearing.

Deputy Mayor Tanella moved that the ordinance be adopted at second reading, published in the Verona-Cedar Grove Times as a passed ordinance to take effect as prescribed by law, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

5. MEETING OPEN TO RESIDENTS OF THE TOWNSHIP WISHING TO BE HEARD ON ANY ITEM ON THE AGENDA

Mayor Chiusolo opened this portion of the meeting to anyone wishing to be heard on any item on the agenda.

Robert O'Toole; 3 Old Orchard Court – Mr. O'Toole voiced his objection to the proposed ordinance to prohibit sale of firearms through home occupation. Mr. O'Toole commented that there are regulatory procedures that govern the purchase and sale of firearms. Mr. O'Toole further requested that the governing body reconsider enactment of the proposed ordinance.

There being no one else present wishing to be heard, Mayor Chiusolo closed this portion of the meeting.

6. REPORTS OF TOWNSHIP OFFICIALS

- (a) Township Manager – Mr. Tucci provided a proposed contract for professional services from current special COAH counsel for 2016, to which the governing body agreed. The Manager provided a report regarding the Township's fair share housing obligations calculated by Econsult Solutions. Following a brief discussion, the governing body agreed to retain Econsult as the Township's expert. The Manager provided proposed budget hearing dates. There was consensus to conduct the hearings on Tuesday & Wednesday, 2/2 and 2/3. The Manager provided health benefit information for informational purposes. Mr. Tucci requested an executive session to discuss COAH litigation matters.
- (b) Township Clerk – The Clerk noted a resolution on the agenda for transfer of a liquor licenses. The Clerk provided board/committee re-appointment information and noted additional letters of interest received. The Clerk also noted an invitation to all governing body members to the Tzu Chi year end blessing ceremony.
- (c) Township Attorney – No report

(d) Other Reports

Mayor Chiusolo commented on the budget challenges because of the 9.7% increase in healthcare costs and 3.5% of pension costs.

Councilman Longo Ambulance & Rescue Squad volunteers and Police Dept. for their response to his recent health issues.

Councilman Kumburis provided copies of required documents for the purchase and sale of fire arms for informational purposes.

7. CONSENT AGENDA

(a) To consider resolution concerning approval of raffle application – Cedar Grove UNICO

The following resolution had been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS an application for a raffle license has been received from:

<u>APPLICANT</u>	<u>EVENT, DATE, TIME, AND PLACE</u>
Cedar Grove Unico	Off-Premise 50/50
P.O. Box 27	February 26, 2016 at 7:00 p.m. at
Cedar Grove, NJ 07009	39 E. Bradford Ave., Cedar Grove NJ

WHEREAS the fee has been paid, the application has been reviewed by the Township Clerk and found acceptable;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove that it does herby approve said application.

Councilman Maffucci moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo
NO: None

(b) To consider resolution concerning approval of raffle applications – CG Jr. Baseball & Softball League

The following resolution had been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS an application for a raffle license has been received from:

<u>APPLICANT</u>	<u>EVENT, DATE, TIME, AND PLACE</u>
CG Jr. Baseball & Softball League	On-Premise 50/50
P.O. Box 112	February 26, 2016 at 7:00 – 11:00 p.m. at
Cedar Grove, NJ 07009	170 E. Lindsley Rd., Cedar Grove NJ

CG Jr. Baseball & Softball League
P.O. Box 112
Cedar Grove, NJ 07009

On-Premise Draw
February 26, 2016 at 7:00 – 11:00 p.m. at
170 E. Lindsley Rd., Cedar Grove NJ

WHEREAS the fees have been paid, the applications has been reviewed by the Township Clerk and found acceptable;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove that it does herby approve said applications.

Councilman Maffucci moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(c) To consider resolution concerning renewal of Amusement Device License

The following resolution had been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, the following entities has applied for renewal of their Amusement Device License for 2016:

APPLICANT

LICENSE FOR

Down Neck LLC

Video Games & Juke Box

WHEREAS, the applications have been reviewed, the fees have been paid, and the Fire Prevention Bureau, Code Enforcement Official, the Police Department have all made inspections and certify that the above locations comply with local ordinances;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the Township Clerk be directed to renew the licenses of the above-named establishments.

Councilman Maffucci moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Mayor Chiusolo

NO: None

ABSTAIN: Deputy Mayor Tanella

8. NEW BUSINESS

(a) To consider introduction of Pending Ordinance #16-790 Amending Chapter 268 of the Township Code entitled “Zoning” to prohibit sale of weapons by home occupation

The clerk read the Ordinance by title only:

**AN ORDINANCE AMENDING PART II ENTITLED “GENERAL
LEGISLATION,” CHAPTER 268 ENTITLED “ZONING,”
ARTICLE IV ENTITLED “GENERAL REGULATIONS”**

Deputy Mayor Tanella requested to withdraw the ordinance and re-introduce at the next staff meeting following further discussion, to which the governing body agreed.

(b) To consider resolution concerning 2016 Police Salaries

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, the Township of Cedar Grove did adopt Ordinance No. 15-789 fixing salary grades and ranges, wages and fees of the officers of the Cedar Grove Police Department of the Township of Cedar Grove; and

WHEREAS, said ordinance provides that the Township Council shall, by resolution, fix the salary of each officer within the salary ranges as set forth in Section One of the Salary Ordinance.

NOW, THEREFORE BE IT RESLOVED by the Township Council of the Township of Cedar Grove, that the salaries as hereinafter enumerated shall constitute the salaries for the Fiscal Year 2016, which shall become effective January 1, 2016 for officers of the Cedar Grove Police Department covered under Section One of the Salary Ordinance.

Councilman Maffucci moved adoption of the resolution, seconded by Deputy Mayor Tanella, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(c) To consider resolution concerning tax reductions granted by Tax Court of New Jersey

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, the Tax Collector of the Township of Cedar Grove has determined that action is required as a result of tax reductions granted by the Tax Court of New Jersey;

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the tax cancellations, which are set forth along with the name and address of the taxpayer.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove that the required tax cancellations and refunds be made:

2013 Tax Reductions Granted by the Tax Court of New Jersey

<u>Block</u>	<u>Lot</u>	<u>Owner & Location</u>	<u>Tax Cancellations and Tax Refund</u>
36	6	Prakash Atuk & Ratnam Jain 54 Forest Hills Way Cedar Grove, NJ 07009	\$374.69

320	328	Jack & Ewa Mroz 1 Jennie Court Cedar Grove, NJ 07009	\$860.95
-----	-----	--	----------

2015 Tax Reductions Granted by the Tax Court of New Jersey

<u>Block</u>	<u>Lot</u>	<u>Owner & Location</u>	<u>Tax Cancellations and Tax Refund</u>
36	6	Prakash Atuk & Ratnam Jain 54 Forest Hills Way Cedar Grove, NJ 07009	\$392.70

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Longo, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo
NO: None

(d) To consider resolution concerning 2016 Cash Management Plan

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

CASH MANAGEMENT PLAN

BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, that for the year 2016, the following shall serve as the cash management plan of the Township of Cedar Grove.

1. Cash Management and Investment Objectives

The Township of Cedar Grove objectives in this area are:

- A. Preservation of capital.
- B. Adequate safekeeping of assets.
- C. Maintenance of liquidity to meet operating needs.
- D. Diversification of the Township's portfolio to minimize risks associated with individual investments.
- E. Investment of assets in accordance with State and Federal Laws and regulations.

2. Designation of Official Depositories

1. The following Government Unit Depository Protection Act approved banks are authorized depositories for deposit of funds:

PNC Bank	570 Pompton Avenue, Cedar Grove, N.J.
TD Bank	85 Pompton Avenue, Cedar Grove, N.J.
Bank of America	508 Pompton Avenue, Cedar Grove, N.J.
Santander	532 Pompton Avenue, Cedar Grove, N.J.

State of N.J. Cash Mgmt Fund

State Street Bank and Trust

P.O. Box 5994, Boston MA 02206-5994

Valley National Bank

491 Pompton Avenue, Cedar Grove, N.J.

Investors Bank

310 Pompton Avenue, Cedar Grove, N.J.

Columbia Bank

1027 Pompton Avenue, Cedar Grove, NJ

Chase Bank

664 Pompton Avenue, Cedar Grove, NJ

2. Designated official depositories are required to submit to the Chief Financial Officer, a copy of the Governmental Unit Deposit Protection Act Notification of eligibility, which is filed semi-annually with the Department of Banking each June 30th and December 31st of each year.

3. CASH MANAGEMENT

1. All funds shall be deposited within 48 hours of receipt in accordance with N.J.S.A. 40A:5-15.

2. The Chief Financial Officer shall minimize the possibility of idle cash accumulating in accounts by assuring that the amounts in excess of negotiated compensating balances are kept in interest bearing accounts or promptly swept into the investment portfolio.

3. The method of calculating banking fees and compensating balances shall be reviewed on a monthly basis.

4. Investment decisions shall be guided by the cash flow projections prepared by the Chief Financial Officer.

4. PERMISSIBLE INVESTMENTS

1. Bonds or other obligations of the United States of America or obligations guaranteed the United States of America.

2. Government money market mutual funds.

3. Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.

4. Bonds or other obligations of the local unit or school districts of which the local unit is a part.

5. Any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments.

6. Local Government investment pools.

7. New Jersey Cash Management Fund

8. Repurchase agreements of fully collateralized securities.

5. AUTHORITY FOR INVESTMENT MANAGEMENT

1. The Chief Financial Officer is authorized and directed to make investments on behalf of the Township. All investment decisions shall be consistent with this plan and all appropriate regulatory constraints.

6. SAFEKEEPING

1. Securities purchased on behalf of the Township shall be delivered electronically or physically to the Township's custodial bank, which shall maintain custodial and/or safekeeping accounts for such securities on behalf of the Township.

7. AUDIT

1. The Cash Management Plan shall be subject to annual audit conducted pursuant to N.J.S.A. 40A:5-14.

Councilman Longo moved adoption of the resolution, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(e) To consider resolution concerning Petty Cash Funds

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

BE IT RESOLVED that the Township Council of the Township of Cedar Grove hereby authorizes the establishment of a petty cash fund for the following departments in the amounts set forth effective January 1, 2016.

Finance Department	\$120.00
Engineering Department	\$100.00
Police Department	\$100.00
Library	\$100.00
Recreation	\$ 60.00

WHEREAS, a check will be drawn by the Treasurer of the Township of Cedar Grove establishing a petty cash fund, which will not be charged to a budget appropriation, but will create an asset on the Current Fund Balance Sheet known as "Cash-Petty Cash Fund".

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, Essex County, New Jersey, in accordance with N.J.S.A. 40A:5-21 that petty cash funds be established in the aggregate of \$480.00.

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(f) To consider resolution concerning Tax Sale Certificate Redemption

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, in accordance with N.J.S.A. 54:5-54 provides that the Tax Collector shall provide to any party entitled to redeem a Tax Sale Certificate two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation requested from the Tax Collector there shall be a fee of \$50.00; and

WHEREAS, in accordance with N.J.S.A. 54:5-97.1 provides that the Tax Collector shall charge a lienholder of a Tax Sale Certificate a fee of \$50.00 for the calculation of the amount due to redeem the Tax Sale Certificate.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove, that the Tax Collector is hereby authorized to provide to any party entitled to redeem a Tax Sale Certificate two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation requested from the Tax Collector there shall be a fee of \$50.00. The Tax Collector is hereby authorized to charge a lienholder of a Tax Sale Certificate a fee of \$50.00 for the calculation of the amount due to redeem the Tax sale Certificate.

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(g) To consider resolution concerning Delinquent Taxes Interest Rate

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, N.J.S.A. 54:4-67 regulates the due dates for the payment of taxes and authorizes the rate of interest for delinquent payment of taxes, and authorizes a grace period not exceeding ten (10) days;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove, that the Tax Collector is hereby authorized to allow a period of ten (10) days grace from the quarterly tax due date before charging interest; and

BE IT FURTHER RESOLVED that the rate of interest to be charged for the payment of taxes, assessments, and property maintenance when they become delinquent shall be at the rate of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, eighteen percent (18%) per annum of any amount in excess of \$1,500.00, and an additional six percent (6%) penalty for a delinquency over \$10,000.00 if not paid prior to the end of the calendar year.

BE IT FURTHER RESOLVED that this resolution will take effect January 1, 2016.

Councilman Maffucci moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

(h) To consider resolution concerning 2016 Temporary Budget

The following resolution has been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, pursuant to N.J.S.A. 40A:4-19 the Township of Cedar Grove is authorized to make temporary appropriations sufficient to cover commitments made during the period January 1, 2016 to the date of the adoption of annual budget; and

WHEREAS, the total of such temporary appropriations, pursuant to N.J.S.A. 40A:4-19 shall not exceed twenty-six and one-quarter per centum (26.25) of the total of the 2015 annual budget, less certain appropriations;

NOW, THEREFORE, BE IT RESOLVED by the Township of Cedar Grove, County of Essex, New Jersey, that the following shall constitute the Temporary Budget for the Township of Cedar Grove for fiscal year 2016:

2016 TEMPORARY MUNICIPAL BUDGET

<u>APPROPRIATIONS</u>	<u>ACCOUNT NO.</u>	<u>SALARIES AND WAGES</u>	<u>OTHER EXPENSES</u>
<u>CURRENT FUND</u>			
<u>General Government</u>			
Township Council	1-105	\$ _____	\$2,000.00
Township Manager	1-106	32,600.00	1,000.00
Township Clerk	1-107	22,300.00	6,000.00
Elections	1-110	_____	500.00
Treasurer-Controller	1-115	32,000.00	8,000.00
Assessment of Taxes	1-102	15,900.00	4,500.00
Collection of Taxes	1-130	15,500.00	2,000.00
Legal Services	1-140	_____	25,000.00
Municipal Court	1-145	25,000.00	8,000.00
Municipal Prosecutor	1-150	_____	3,500.00
Public Defender	1-151	_____	1,000.00
Annual Audit	1-154	_____	5,000.00
Engineering Services	1-155	5,000.00	4,000.00
Public Bldgs. & Grounds	1-160	12,000.00	20,000.00
Planning Board	1-165	6,800.00	1,500.00
Zoning Board	1-170	6,800.00	1,500.00
Shade Trees	1-175	_____	2,000.00
Environmental Comm.	1-180	_____	50.00

<u>APPROPRIATIONS</u>	<u>ACCOUNT NO.</u>	<u>SALARIES AND WAGES</u>	<u>OTHER EXPENSES</u>
Historical Society	1-185	_____	100.00
Ins.-Surety Bond Prem.	1-190	_____	2,071.00
Ins.-Group Insurance	1-190	_____	250,943.00
Ins.-Workmans Comp.	1-190	_____	50,000.00
Ins.-Other Premiums	1-190	_____	50,000.00
Ins.-Self Insurance	1-190	_____	100.00
 <u>Public Safety</u>			
Fire	1-205	_____	31,000.00
Municipal Alliance Grant	1-1212	500.00	1,000.00
First Aid Organization	1-215	_____	10,000.00
Police	1-210	2,108,411.00	53,000.00
Emergency Mgmt.	1-220	_____	50.00
Inspection of Bldgs.	1-255	22,600.00	4,300.00
Inspection of Plumbing	1-256	2,400.00	100.00
Electric Sub-Code	1-259	4,000.00	1,000.00
 <u>Streets & Roads</u>			
Road Repair & Maintenance	1-305	60,000.00	15,000.00
Equip. Repair & Maintenance	1-310	12,000.00	6,000.00
Snow Removal	1-315	17,500.00	42,350.00
Vehicle Maintenance	1-650	_____	20,000.00
Utility Exp. & Bulk Purchases 1-820		_____	60,000.00
 <u>Health and Welfare</u>			
Board of Health	1-510	10,400.00	10,000.00
Sr. Citizen Trans.	1-516	4,700.00	2,600.00
Animal Control	1-511	-----	3,600.00
Non-Public Nursing Services	1-509	_____	3,000.00
 <u>Recreation & Education</u>			
Library	1-601	60,000.00	29,000.00
Parks & Playgrounds	1-605	28,500.00	10,000.00
Recreation	1-615	27,000.00	12,000.00
 <u>Miscellaneous</u>			
Contingency	1-701		800.00
 <u>Statutory Expenditures</u>			
F.I.C.A.	1-901		62,000.00
<u>Debt Service</u>	1-805	_____	<u>1,000,000.00</u>
TOTAL CURRENT FUND		<u>\$2,531,911.00</u>	<u>\$1,825,564.00</u>

		<u>SALARIES AND WAGES</u>	<u>OTHER EXPENSES</u>
<u>Water Utility Fund</u>			
Operating Appropriations	3-4100	\$126,116.00	\$335,055.00
Statutory Expenditures	3-4220		15,000.00
Debt Service	3-4210	_____	<u>140,000.00</u>
TOTAL WATER UTILITY		<u>\$126,116.00</u>	<u>\$490,055.00</u>
<u>Sewer Utility Fund</u>			
Operating Appropriations	4-5100	\$122,851.00	\$385,309.00
Statutory Expenditures	4-5220		14,500.00
Debt Service	4-5210	_____	<u>250,000.00</u>
TOTAL SEWER UTILITY		<u>\$122,851.00</u>	<u>\$649,809.00</u>
<u>Swimming Pool Utility Fund</u>			
Operating Appropriations	5-6100	\$36,132.00	\$67,756.00
Statutory Expenditures	5-6220		4,000.00
Debt Service	5-6210	_____	<u>95,000.00</u>
TOTAL SWIMMING POOL UTILITY		<u>\$36,132.00</u>	<u>\$166,756.00</u>
<u>Solid Waste Collection District</u>			
Operating Appropriations	9-9950	\$27,484.00	\$436,004.00
Statutory Expenditures	9-9220	_____	<u>1,500.00</u>
TOTAL SOLID WASTE COLL. DISTRICT		<u>\$27,484.00</u>	<u>\$437,504.00</u>

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

- (i) To consider resolution concerning person-to-person transfer of ABC license

The following resolution had been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License No. 0704-33-011-006, heretofore issued to The Gourmet Group LLC for premises located at 505 Pompton Avenue, Cedar Grove, New Jersey;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Cedar Grove does hereby approve, effective January 12, 2016 the transfer of the aforesaid Plenary Retail Consumption License to Caidie LLC, and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Caidie LLC effective January 12, 2016."

Councilman Maffucci moved adoption of the resolution, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Maffucci, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

9. APPROVAL OF BILLS

The Bill Resolution was read by title and amount as follows:

BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that the attached summary of bills having been duly audited and found correct be and they are thereby ordered paid and that warrants be drawn on the Treasurer in the aggregate amount of \$1,338,426.38

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Tanella, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

10. CONTRACTS AND AGREEMENTS

- (a) To consider resolution awarding contract for engineering design services for fueling facility upgrade

The following resolution had been posted on the bulletin board, and a brief synopsis was given by the Township Clerk:

WHEREAS, The Township has a need for professional engineering design services for the DPW/Township Fueling Facility project; and

WHEREAS, pursuant to advertising duly made for a fair and open contract in accordance with N.J.S.A. 19:44A-20.1 et. seq., proposals were received and publicly opened by the Township Clerk on November 19, 2015 as follows; and

<u>PROPOSER</u>	<u>AMOUNT</u>
CP Engineers	\$ 34,850.
Hatch Mott MacDonald	\$ 60,000.

WHEREAS, the Municipal Engineer has recommended that a contract for the above referenced professional services be awarded to CP Engineers; and

WHEREAS, funds are now available for this purpose in Bond Ordinance No. 12-749.

NOW, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, Essex County, New Jersey, as follows:

1. The Township manager is hereby authorized and directed to execute an agreement with CP Engineers of Sparta, NJ, for an amount not to exceed \$34,850.00 in accordance with the proposal dated November 17, 2015
2. This agreement is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because of the technical of the professional services required for this project; and
3. A notice of this agreement shall be published in the Verona-Cedar Grove Times as required by law.

Councilman Maffucci moved adoption of the resolution, seconded by Deputy Mayor Tanella, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Tanella, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

11. MEETING OPEN TO RESIDENTS OF THE TOWNSHIP WISHING TO BE HEARD ON ANY ITEM ON OR OFF THE AGENDA CONCERNING TOWNSHIP BUSINESS

Mayor Chiusolo opened this portion of the meeting to anyone wishing to be heard.

Kate Hartwyk; Essex County Liaison – Ms. Hartwyk announced several upcoming Essex County events and provided corresponding contact information.

Charles D’Vico; 102 Holly Lane – Mr. D’Vico also identified himself as president of the Four Seasons Homeowners Association and inquired the tax assessment procedure/criteria for apartments and condos. The Manager referred Mr. D’Vico to either the Tax Assessor or Essex County Tax Office.

David Snyder; 4 Granite Drive – Rev. Snyder voiced his appreciation for opportunities to provide ecumenical services in the Township.

There being no one else present wishing to be heard, Mayor Chiusolo closed this portion of the meeting.

AUTHORIZATION TO GO INTO EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings' Act (N.J.S.A.10:4-12 (b) (1-9) permits the exclusion of the public from a Meeting of the Mayor and Council in certain circumstances; and

WHEREAS, the Mayor and Council of the Township of Cedar Grove are of the opinion that such circumstances exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Cedar Grove, County of Essex, State of New Jersey that:

1. The public shall be excluded from discussion of any action on the Executive Session of the Meeting of the Mayor and Council of January 11, 2016.
2. The general nature of the subject matters to be discussed is COAH litigation matters.
3. It is anticipated at this time that the above stated subject matter will be made public as soon thereafter as it is deemed in the public interest to do so.
4. This Resolution shall take effect immediately.

Deputy Mayor Tanella moved adoption of the resolution, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Tanella, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

12. ADJOURNMENT

Deputy Mayor Tanella moved adjournment of the public council meeting, seconded by Councilman Maffucci, and passed by the following vote:

AYE: Councilman Kumburis, Longo, Tanella, Deputy Mayor Tanella, Mayor Chiusolo

NO: None

JOSEPH CHIUSOLO MAYOR

ATTEST:

KATHLEEN R. STUTZ MUNICIPAL CLERK