

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

PUBLIC MEETING

MINUTES

JULY 15, 2019

1. ROLL CALL, INVOCATION AND FLAG SALUTE

Mayor Vargo called the meeting to order at 7:05 p.m.

Present: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo
Also Present: Attorney Visconi for Township Attorney Semeraro, Township Clerk Stutz
Absent: Township Manager Tucci

The flag salute was led by Mayor Vargo.

Mayor Vargo 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 28, 2018, 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. APPROVAL OF MINUTES

- a) To consider approval of minutes of regular public meeting of June 3, 2019

Councilman Cicala moved approval of the minutes, seconded by Councilman Tanella, and passed by the following vote:

AYE: Councilmen Cicala, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

ABSTAIN: Councilman Maceri

- b) To consider approval of minutes of special public meeting of June 17, 2019

Deputy Mayor Peterson moved approval of the minutes, seconded by Councilman Cicala, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

ABSTAIN: Councilman Maceri

3. REJECTION OF BID

- a) To consider resolution awarding bid for Reconstruction of Harper Terr.

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

**RESOLUTION REJECTING ALL BIDS SUBMITTED FOR THE
RECONSTRUCTION OF HARPER TERRACE**

WHEREAS, pursuant to the Local Public Contracts Law (“LPCL”), the Township of Cedar Grove put out a request for proposals for the reconstruction of Harper Terrace from Pompton Avenue to its terminus; and

WHEREAS, on June 12, 2019, in response to a request for proposals, the Township received nine (9) responsive bid packets; and

WHEREAS, pursuant to the LPCL, a municipality may reject all bids received if it decides to use a State authorized contract entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, after reviewing the responsive bids, it is the position of the Township Engineer that it may be more advantageous to the Township for the Township to utilize a State authorized contract for such services;

WHEREAS, the Township is a member of the Morris County Cooperative and has utilized its services and contracts to perform roadway improvement projects in the past.

NOW THEREFORE BE IT RESOLVED that the Township Council hereby rejects all bids received in response to the RFP for the reconstruction of Harper Terrace and will utilize contracts through the Morris County Cooperative to complete the project.

BE IT FURTHER RESOLVED that no contract will be awarded at this time.

BE IT FURTHER RESOLVED that this Resolution shall be published in accordance with law.

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

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

Mayor Vargo opened this portion of the meeting to anyone wishing to be heard on any item on the agenda. There being no one present wishing to be heard, Mayor Vargo closed this portion of the meeting.

5. REPORTS OF TOWNSHIP OFFICIALS

a) Township Manager – On behalf of the Township Manager, the Clerk noted a block party request, to which the governing body agreed.

- b) Township Clerk – The Clerk noted a letter of interest received from a resident. There was consensus to schedule an interview for executive session on 8/12.
- c) Township Attorney – Attorney Visconi requested authorization to proceed with tax appeal settlement for Block 312, Lot 26, to which the governing body agreed.
- d) Other Reports

Councilman Maceri noted the upcoming Chamber of Commerce concerts at Morgan’s Farm.

Councilman Cicala acknowledged the Police commendation for Officer Lynch for proactive police work that led to subsequent burglary apprehensions. Councilman Cicala also noted the recent football camp run by former Cedar Grove athlete/current NFL football player David Njoku for local youth.

Councilman Tanella again congratulated Mayor Vargo and Councilman Maceri. Councilman Tanella commented that the repaving Rt. 23 is scheduled to commence this summer (July-August).

Deputy Mayor Peterson noted the recent refurbished softball infield dedication and CGHS softball team recognition ceremony. Deputy Mayor Peterson urged residents to take advantage of scheduled summer events in the Township, concerts at Morgan’s Farm, movie nights.

Mayor Vargo provided an update on Fearon memorial anticipated for late September/early October. Mayor Vargo suggested the possible installation of bike racks in the business district.

6. CONSENT AGENDA

- a) To consider resolution concerning approval of raffle application – Somerset Hills Learning Institute

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

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

APPLICANTS

Somerset Hills Learning Institute
1810 Burnt Mills Rd.
Bedminster NJ 07921

EVENTS, DATES TIMES & PLACE

Off-premise Merchandise Raffle to be held
October 25, 2019 at 11:00 pm at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and 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 hereby approve said application.

Councilman Cicala moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- b) To consider resolution concerning approval of raffle applications – Cedar Grove High School APT

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Cedar Grove High School APT
90 Rugby Rd.
Cedar Grove NJ 07009

On-Premise 50/50 on September 19, 2019
to be held at 90 Rugby Road
Cedar Grove NJ 07009

Cedar Grove High School APT
90 Rugby Rd.
Cedar Grove NJ 07009

On-Premise 50/50 to be held on
September 13 & 27, October 11 & 25, 2019 at
90 Rugby Rd., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and 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 hereby approve said applications.

Councilman Cicala moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- c) To consider resolution concerning approval of raffle applications – Cedar Grove Elks

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Cedar Grove Elks Lodge #2237
405 Bowden Rd.
Cedar Grove NJ 07009

On-Premise 50/50 on September 20, November 1,
& November 8, 2019 to be held at
405 Bowden Rd., Cedar Grove NJ 07009

Cedar Grove Elks Lodge #2237
405 Bowden Rd.
Cedar Grove NJ 07009

Off-Premise 50/50 to be held on
December 10, 2019 at
405 Bowden Rd., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and 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 hereby approve said applications.

Councilman Cicala moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- d) To consider resolution concerning approval of raffle application – Alpine Learning Group

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

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

APPLICANTS

EVENTS, DATES TIMES & PLACE

Alpine Learning Group
777 Paramus Road
Paramus NJ 07652

Off-premise Merchandise Raffle to be held
October 26, 2019 at 11:00 pm at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and 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 hereby approve said application.

Councilman Cicala moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

7. NEW BUSINESS

- a) To consider introduction of Pending Ordinance #19-845 – Purchase and Lease of Block 250, Lots 37, 81, 101 & 141 from City of Newark

The Clerk read the Ordinance by title only:

AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF BLOCK 250, LOTS 37, 81, 101 & 141 FROM THE CITY OF NEWARK AND

SUBSEQUENT LEASE OF A PORTION OF LOT 141 TO THE CITY OF NEWARK PURSUANT TO A USE AND OCCUPANCY AGREEMENT

Councilman Tanella moved that Pending Ordinance #19-845 be passed at first reading, published in the Verona-Cedar Grove Times as a pending ordinance with a public hearing of August 12, 2019, seconded by Deputy Mayor Peterson. During discussion, Mayor Vargo expressed concern regarding lack of definitive end date of lease agreement. Following further discussion, Councilman Cicala moved to rescind the previous motion and table introduction until next meeting (August 12, 2019) to revise the use and occupancy agreement to include a reasonable progress clause, seconded by Councilman Tanella, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- b) To consider introduction of Pending Ord. #19-846 – Amending Chapter 190 of the Township Code entitled “Peddling and Soliciting”

The Clerk read the Ordinance by title only:

PENDING ORDINANCE #19-846

**AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF ESSEX,
STATE OF NEW JERSEY AMENDING CHAPTER 190 OF THE TOWNSHIP CODE
ENTITLED “PEDDLING AND SOLICITING**

WHEREAS, vendors routinely solicit business from the residents of the Township of Cedar Grove; and

WHEREAS, this Ordinance is intended to balance effective communication, freedom of speech, and the protection of public health, welfare, and safety in a way that preserves the integrity and character of the community; and

BE IT ORDAINED that the Township hereby amends Chapter 190 of the Township Code as follows:

SECTION 1:

§190-5. Information and documents to be submitted with application.

B. The application shall state:

- (1) The name, permanent home address, birthdate, social security number, and telephone number of the applicant.

C. The application shall be accompanied by the following documents and information:

- (6) Driver's License or other state or federal government-issued identification.
- (7) A letter from the manufacturer or dealer represented by the applicant indicating whether or not it has performed a background check on the individual, and if so, affirming that the individual successfully passed same, and stating that the manufacturer or dealer will assume responsibility for the actions of the applicant.

SECTION 2:**§190-14. Hours.**

Soliciting, peddling and canvassing shall be conducted only between the hours of 9:00 a.m. and 9:00 p.m.

SECTION 3:**§ 190-20. Do not knock list.**

A "do not knock" list is hereby established and is to be maintained by the Township Clerk listing properties for which the owners, tenants, or residents do not wish to have solicitors visit the property for the purpose of soliciting. Any person who owns or rents property within the Township may register for their property to be included on the "do not knock" list by registering with the Township Clerk's Office. Registration shall be accomplished in person at the Township Clerk's Office in writing by providing proof of ownership, tenancy, or residency and a notarized letter from the property owner, tenant, or resident of the property indicating the person's relationship to the property and that the person wishes for the property to be included on the "do not knock" list.

§190-21. Maintenance of the do not knock list.

The "do not knock" list shall be maintained by the Township Clerk and consist solely of property addresses with no further identifying information concerning ownership of the property.

The Tax Assessor shall notify the Township Clerk of any change in ownership of property within the Township on a quarterly basis (four (4) times per year). The Township Clerk shall remove from the "do not knock" list any property which has changed ownership.

Other than by sale of property, a property, once listed, may only be removed from the registry by submitting a written, sworn, and notarized request to the Township Clerk.

§190-22. Duties of Township Clerk.

The Township Clerk, or his or her designee, shall provide an up to date copy of the "do not knock" list to every applicant to whom a license is issued pursuant to this Chapter.

Copies of all notarized letters registering a property for the "do not knock" list and the accompanying proof of ownership, tenancy, or residency shall be kept on file by the Township Clerk.

§190-23. Solicitation prohibited at residences on the do not knock list.

It is prohibited for any person to conduct any commercial solicitation at any property listed on the “do not knock” registry. Any person who violates this section shall be subject to the penalties listed in Section 190-19.

SECTION 4:

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

SECTION 5:

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 6:

This Ordinance shall take effect immediately as provided by law.

Councilman Tanella moved that Pending Ordinance #19-846 be passed at first reading, published in the Verona-Cedar Grove Times as a pending ordinance with a public hearing of August 12, 2019, seconded by Deputy Mayor Peterson, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- c) To consider resolution concerning return developer agreement escrow – Grove Ave. SPE LLC

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

**In the Matter of:
Grove Street SPE, LLC
Block 71, Lot 2**

WHEREAS, Grove Street SPE, LLC received preliminary and final site plan approval for Block 71, Lot 2, from the Zoning Board; and

WHEREAS, a developer’s agreement was approved by the Mayor and Council of the Township of Cedar Grove on April 6, 2015; and

WHEREAS, escrow of \$10,000 was posted to guarantee construction of gazebo and effect release of remaining sureties and approved by resolution January 22, 2018; and

WHEREAS, Grove Street SPE, LLC has requested release of escrow of \$10,000; and

WHEREAS, the Municipal Engineer has inspected said premises to consider release of said escrow and recommended release.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove that it does hereby approve the release of and remaining developer agreement escrow in the amount of \$10,000 plus any applicable interest.

Councilman Cicala moved adoption of the resolution, seconded by Councilman Tanella, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

d) To consider resolution concerning renewal of inactive ABC license – Ramven Inc.

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

WHEREAS, the following corporations has applied for the renewal of its Alcoholic Beverage License for the period from July 1, 2019 through June 30, 2020, namely:

<u>LICENSE NO.</u>	<u>APPLICANT</u>	<u>TRADENAME</u>	<u>FEE</u>
0704-33-005-010	Ramven Inc. 30 Pompton Ave.	None	\$2,002.

WHEREAS, the above corporation has submitted its application for renewal to the Township Clerk, and said application complies with the State Laws regulating the sale and distribution of alcoholic beverages; and

WHEREAS, the licensee filed the required verified petition to the Division of Alcoholic Beverage Control of the State of New Jersey requesting authorization for the local issuing authority to consider its renewal application for Plenary Retail Consumption License No. 0704-33-005-010 for the 2019-2020 license term pursuant to the provisions of N.J.S.A. 33:1-12.39; and

WHEREAS, the Division of Alcoholic Beverage Control of the State of New Jersey has authorized the Mayor and Council of the Township of Cedar Grove to consider the application of Ramven Inc. for renewal of its license for the 2019-2020 license term as an inactive license and to grant or deny said application in the reasonable exercise of their discretion and;

WHEREAS, the licensee must file an amendment to said license application pursuant to N.J.A.C. 13:2-2.4 to activate the license during the 2019-2020 term.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the application for renewal of existing inactive alcoholic beverage license from Ramven Inc. be approved; and

BE IT FURTHER RESOLVED that the Township Clerk be and is hereby authorized to issue said license to the applicant for the period from July 1, 2019 through June 30, 2020.

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

AYE: Councilmen Cicala, Maceri, Deputy Mayor Peterson, Mayor Vargo

NO: None

ABSTAIN: Councilman Tanella

e) To consider resolution concerning tax reduction granted by Tax Court of New Jersey

The following resolution had 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 2017 - 2018 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:

2017 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>
160	2	Heller Property Partners, LP 551 Pompton Avenue Cedar Grove, NJ 07009	\$5,925.00

2018 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>
65	21	American Savings Bank of NJ 310 Pompton Avenue Cedar Grove, NJ 07009	\$1,078.20
160	2	Heller Property Partners, LP 551 Pompton Avenue Cedar Grove, NJ 07009	\$5,990.00

Councilman Cicala moved adoption of the resolution, seconded by Councilman Tanella, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- f) To consider resolution concerning special item of revenue – Hazard Mitigation Grant

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

WHEREAS, N.J.S.A. 40A:4-87, provides that the Director of Local Government Services may approve the insertion of a special item of revenue in the Municipal Budget of the Township of Cedar Grove for 2019 when such items shall have been available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove, Essex County, New Jersey, that it hereby requests that the Director of the Division of Local Government Services to approve the insert of an item of revenue in the budget of the year 2019 in the sum of \$53,145.00, which is now available as a revenue from the Hazard Mitigation Grant Program, which is administered by the U.S. Department of Homeland Security, pursuant to the provision of statute; and

BE IT FURTHER RESOLVED that a like sum of \$53,145.00 is hereby appropriated under the caption:

Hazard Mitigation Grant Program \$53,145.00

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

- g) To consider resolution concerning purchase through National Cooperative for Caterpillar Emergency Generator System

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

WHEREAS, the Township of Cedar Grove utilizes Sourcewell a National Cooperative for the purchase a Caterpillar Emergency Generator System, parts and accessories for the Cedar Grove Fire House; and

WHEREAS, the contract amount for the a Caterpillar Emergency Generator System, parts and accessories at the Cedar Grove Fire House will not exceed \$53,145.00; and

WHEREAS, the funds are available to satisfy our obligations under this contract through the Hazard Mitigation Grant Program administered by the U.S. Department of Homeland Security.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove authorizes the Township of Cedar Grove to utilize Sourcewell for the purchase of a Caterpillar Emergency Generator System, parts and accessories for the Cedar Grove Fire House from Foley Power Systems for an amount not to exceed \$53,145.00.

Councilman Maceri moved adoption of the resolution, seconded by Councilman Tanella, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

h) To consider resolution concerning waiver of water/sewer penalty fees

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

WHEREAS, it has been determined upon investigation of the Township Manger that the water and sewer penalties assessed to the accounts listed herein should be cancelled:

<u>Name & Address</u>	<u>Water Penalties</u>	<u>Sewer Penalties</u>	<u>Total Cancelled</u>
Gina LaPorta 682 Pompton Avenue Cedar Grove, NJ 07009 Acct. No. 2-1906200	<u>\$7.74</u>	<u>\$9.00</u>	<u>\$16.74</u>

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove that the Chief Financial Officer is hereby authorized to cancel the water and sewer penalties for the above accounts.

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

i) To consider resolution concerning 2018 Municipal Audit

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

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 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, 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 promulgations 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 Township Council of the Township of Cedar Grove, 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.

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

j) To consider resolution concerning Corrective Action Plan

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

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

WHEREAS, the 2018 Annual Audit of the Township of Cedar Grove, conducted by Nisivoccia and Company, contained certain recommendations requiring action; and

WHEREAS, these recommendations have been reviewed by the Township's Chief Financial Officer; and

WHEREAS, The Chief Financial Officer, in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, has developed a plan to address the recommendations listed by the auditor;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove that the Corrective Action Plan for the 2018 Annual Municipal Audit, hereto attached, is hereby approved and accepted; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to transmit a certified copy of this resolution and its attachments to the New Jersey Division of Local Government Services.

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

8. 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 \$ 3,395,677.55.

Councilman Tanella moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

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

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

Charles Dovico; 111 Holly Lane – Mr. Dovico raised questions concerning number, type and extent of tax exempt properties reported in the user friendly budget on the Township website.

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

10. ADJOURNMENT

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

AYE: Councilmen Cicala, Maceri, Tanella, Deputy Mayor Peterson, Mayor Vargo

NO: None

The meeting adjourned at 8:05 p.m.

ROBBIE VARGO MAYOR

ATTEST:

KATHLEEN R. STUTZ MUNICIPAL CLERK