

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

**PUBLIC MEETING**

**MINUTES**

**SEPTEMBER 14, 2020**

**1. ROLL CALL, INVOCATION AND FLAG SALUTE**

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

Present: Councilmen Cicala, Maceri, Zichelli, Deputy Mayor Tanella, Mayor Peterson

Also Present: Township Manager Tucci, Township Attorney Semeraro, Township Clerk Stutz

The flag salute was led by Mayor Peterson.

Mayor Peterson 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 26, 2019, updated on September 9, 2020, 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** – Mayor Peterson stated that there was no extraordinary business.

**3. APPROVAL OF MINUTES**

- a) To consider approval of minutes of reorganization meeting of July 1, 2020

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

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

NO: None

- b) To consider approval of minutes of regular public meeting of July 13, 2020

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

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

NO: None

- c) To consider approval of minutes of regular public meeting of August 17, 2020

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

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

NO: None

**4. AWARD OF BID**

- a) To consider resolution awarding bid for Locker and Bathroom Alterations & Additions to Police Department

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

**WHEREAS**, pursuant to advertising duly made, bids were received for Locker and Bathroom Renovations & Alterations to the Police Department, and were publicly opened by the Township Clerk on August 13, 2020 as follows:

<u>BIDDER</u>	<u>TOTAL BASE BID</u>
Ranco Mechanical LLC	\$148,900.
Samuel S. Graham, Inc.	\$177,000.
Northeastern Interior Services	\$183,700.
Chios Contracting Corp.	\$224,000.
K&D Contractors LLC	\$287,000.
Grove Contracting LLC	\$345,000.

**WHEREAS**, the Municipal Engineer and Township Attorney have reviewed the bids submitted, and recommend that the award of bid to Ranco Mechanical LLC of Newton, New Jersey, the apparent low bidder, in the amount of \$ 148,900.00; and

**WHEREAS**, the funds are available to satisfy our obligations under this contract from Bond Ord. 19-841 and Bond Ord. 20-856.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Cedar Grove, that the award of bid be made to Ranco Mechanical LLC of Newton, New Jersey.

**BE IT FURTHER RESOLVED** that the proper officials be instructed to execute a contract on behalf of the Township.

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

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

NO: None

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

Mayor Peterson 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 Peterson closed this portion of the meeting.

**6. REPORTS OF TOWNSHIP OFFICIALS**

- a) Township Manager – The Manager reported that following his meeting with CG Historical Society members the lease agreement has been executed by the Historical Society and is ready for execution by the Township. Mr. Tucci noted the resolution on the agenda to authorize signature by the Township. The Manager also noted a resolution on the agenda to authorize execution of an agreement with Passaic Valley Sewer Commission for treatment and disposal of municipal sludge. Mr. Tucci recused himself from any further discussion of the agreement or resolution. The Manager noted a memo from the Police Chief pertaining to a request from a local business owner on Lewis Rd. for modification of parking restrictions on Lewis Rd. Following discussion, there was consensus that the Township Attorney draft the necessary ordinance to modify the parking restrictions as recommended by the Traffic Safety Officer. The Manager noted a memo from the Police Chief that suggested review and potential amendment of the single-family rental ordinance to address short/prohibit short term rental, specifically air BNB, to which the governing body agreed. The Manager announced the upcoming volunteer Fire Dept. annual Shred-It fundraiser event on October 17<sup>th</sup>. Mr. Tucci also noted correspondence from Ridgewood Acres Neighborhood Assoc. advising cancellation of the annual garage sale and block party as a result of COVID pandemic. The manager also noted the passing of former Township Attorney Scrivo's father. Mr. Tucci introduced his new administrative secretary Sukaina Barlas.
- b) Township Clerk – The Clerk reported receipt of three letters of interest for the current Zoning Board vacancy. The Clerk also advised that two candidates filed for the current Council vacancy, and will appear on the ballot of the general election. Ms. Stutz provided an updated on the conduct of the election and addressed questions from the governing body. Ms. Stutz advised that the Township is awaiting confirmation of location of a secure ballot drop box within the Township and polling sites. Councilman Maceri again objected to the conduct of the election as a vote by mail election.
- c) Township Attorney – Attorney Semeraro noted a memo from the Township's tax appeal counsel requesting authorization for settlement of a tax appeal for Block 180, Lot 46.01, to which the governing body agreed. The Township Attorney recommended that the resolution on the agenda (Item #10(a)) be tabled for revision, to which the governing body agreed.
- d) Other Reports

Councilman Maceri acknowledged the efforts of David Schoner, Board of Education and high school students for the 9/11 commemorative flag display and ceremony.

Councilman Cicala also commended David Schoner and the CG Waves display and its incorporation into curriculum. Councilman Cicala requested an update on status of field construction at LRP school property. Councilman Cicala noted that there is quite a bit of foot traffic near the proposed field site between the board of education property and Panther Park that could pose some safety concerns. The Manager advised that safety fencing is required at the site. The Manager advised that final plans have been received and the developer (K. Hovnanian) has received bids. Mr. Tucci stated that construction is anticipated to commence in October.

Councilman Zichelli echoed previous comments on the CG Waves display. Councilman Zichelli also commented that the follow-up recognition of David Schoner, and the CG Waves flag display by the Port Authority Chairman Kevin O'Toole and Port Authority Police Dept. was well-deserved by Mr. Schoner. Councilman Zichelli announced the dates of the Historical Society annual pumpkin and apple sale at Morgan's Farm (10/3,4, 10 & 11). Councilman Zichelli noted that he received complaints regarding debris on Grove Ave. Councilman Zichelli requested an executive session to discuss a personnel matter.

Deputy Mayor Tanella requested an update on the status of Hilltop development. The Manager advised that as of last week 275 CO's have been issued and just over 400 units have been sold. Mr. Tucci commented that the project is ahead of schedule and attributed the high volume of sales to the COVID pandemic and current moving trend of people in urban areas to suburban areas. Deputy Mayor Tanella inquired the status of upgrades to the recycling center. The Manager advised that center is scheduled to be paved as part of the municipal road overlay program and additional signage will be placed to facilitate improvements. Deputy Mayor Tanella also inquired the status of the Route 23 (Pompton Ave.) road reconstruction project by the State. The Manager advised that the project is approximately 97% complete, that there a few road striping issues at certain intersections to be completed. The Manager further noted that the Township's traffic safety officer is to inspect intersections prior to completion. Mr. Tucci also noted that the Rt. 23 road project also included back-up battery traffic signals and accommodations for individual gas-powered back-up generators to operate the traffic signals during power outage and eliminates the need for traffic officers in those circumstances. Councilman Maceri noted a local business owner's concern regarding striping. The Manager confirmed that the State had the authority for striping as it is a State roadway.

Mayor Peterson reiterated previous positive comments regarding the 9/11 CG Waves display and ceremony. Mayor Peterson also thanked Port Authority Chairman O'Toole for recognition of David Schoner and the annual CG Waves display. The Manager commended Mayor Peterson for initiating the 9/11 blue light campaign. Mayor Peterson inquired the timeframe for re-opening public meetings to physical in-person participation. The Township Manager advised that certain building preparations are in progress to facilitate in-person public meeting participation as of the October 5 regular public meeting. Mr. Tucci described several protocols; temperature check upon entering building, wearing a mask and social distancing within meeting room. Mayor Peterson noted a Rt. 23 road striping concern; left turn signage on Rt. 23 south before Myrtle Ave. traffic signal and no corresponding road/driveway access.

## **7. CONSENT AGENDA**

- a) To consider resolution concerning approval of raffle application – Macedonian Church

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**

Sts Kiril & Metodij Macedonian Church  
1050 Pompton Ave.  
Cedar Grove NJ 07009

On-Premise Merchandise Raffle to be held  
October 24, 2020 at 6:00 – 11:00 p.m. at  
1050 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, Zichelli, Deputy Mayor Tanella, Mayor Peterson

NO: None

- b) To consider resolution concerning appointment of Councilmember to Downtown Advisory Committee

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 the Township of Cedar Grove, Essex County, New Jersey, that Joseph Zichelli is hereby designated to fill the vacancy of the Councilmember on the Downtown Advisory Committee with a term expiration of December 31, 2022.

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

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

NO: None

**8. NEW BUSINESS**

- a) To consider introduction of Pending Ordinance #20-864 – Ordinance Creating Deed Restriction on Property Owned by Township

The clerk read the Ordinance by title only:

**AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF ESSEX,  
STATE OF NEW JERSEY CREATING A DEED RESTRICTION ON PROPERTY  
OWNED BY THE TOWNSHIP OF CEDAR GROVE KNOWN AS BLOCK 250, LOTS  
37, 81, 101, AND 141 TO DEDICATE SAID PARCELS FOR RECREATION AND  
CONSERVATION USES**

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**WHEREAS**, the real property known as Block 250, Lots 37, 81, 101, and 141 in the Township of Cedar Grove (the “Property”), which is part of a water shed property that is adjacent to a reservoir

that is a source of public water supply, and, with the exception of a few existing structures that are directly related to the operation of the reservoir, contains a large acreage of open space; and

**WHEREAS**, the Property was identified in the Open Space and Recreation Plan Element of the Township's Master Plan, adopted April 17, 2001, as a large tract of land that could be acquired to fill current and future open space demands; and

**WHEREAS**, consistent with the Open Space and Recreation Plan Element, the Township Council deemed the Property to be important to preserve as open space, and, as authorized by Ordinance No. 19-845, the Township of Cedar Grove purchased and is now the owner of the Property; and

**WHEREAS**, the Township Council now wishes to effectuate the Property's preservation by authorizing a deed restriction on the Property so that the Property will only be used for passive recreation and conservation purposes, including, but not limited to, watershed protection, parks, open space, passive recreation, or similar uses for either public outdoor recreation or conservation of natural resources, or both; and

**WHEREAS**, this restriction shall benefit the residents of the Township of Cedar Grove and the State of New Jersey by permanently protecting a vital source of public drinking water and preserving land for passive recreation and conservation purposes.

**BE IT ORDAINED** by the Township Council of the Township of Cedar Grove, County of Essex, State of New Jersey as follows:

**SECTION 1:**

The Township Council does hereby authorize the restriction of Block 250, Lots 37, 81, 101, and 141 to in the future be utilized only for passive recreation and conservation purposes and same shall be perfected by way of recording a deed restriction from the Township to the Township.

**SECTION 2:**

The Mayor and the Township Clerk are authorized to execute such Deed Restriction and any other documents necessary to effectuate this transaction.

**SECTION 3:**

The Township Clerk shall publish this Ordinance in accordance with law.

**SECTION 4:**

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

**SECTION 5:**

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 6:**

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

Deputy Mayor Tanella moved that Pending Ordinance #20-864 be passed at first reading, published in the Verona-Cedar Grove Times as a pending ordinance with a public hearing of October 5, 2020, seconded by Councilman Zichelli, and passed by the following vote:

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

NO: None

- b) To consider resolution concerning tax cancellation granted by Tax Court of NJ

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 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:

2018 Tax Reductions Granted by the Tax Court of New Jersey

<u>Block</u>	<u>Lot</u>	<u>Owner &amp; Location</u>	<u>Tax Cancellations and Tax Refund</u>
91	13	Frederick R. & Carol A. Ingram 24 Skytop Road Cedar Grove, NJ 07009	\$342.63

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

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

NO: None

- c) To consider resolution concerning cancellation of sewer charges and penalties

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 sewer charges and sewer penalties assessed to the accounts listed herein should be cancelled:

<u>Name &amp; Address</u>	<u>Sewer</u>	<u>Sewer Penalties</u>	<u>Total Cancelled</u>
Anthony & Paulette Salvanto 36 Hilltop Drive Cedar Grove, NJ 07009 Acct. No. 3-3204600	<u>\$3,153.15</u>	<u>\$336.40</u>	<u>\$3,489.55</u>
Albert & Sylvia Cicetti 22 Woodmere Road Cedar Grove, NJ 07009 Acct. No. 2-2210800	<u>\$492.45</u>	<u>\$0.00</u>	<u>\$492.45</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 sewer charges and sewer penalties for the above accounts.

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

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

NO: None

- d) To consider resolution concerning 2019 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 2019 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 Zichelli moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

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

NO: None

e) To consider resolution concerning Corrective Action Plan for 2019 Municipal Audit

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 2019 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 2019 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.

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

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

NO: None

f) To consider resolution concerning renewal of ABC licenses

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

WHEREAS, on March 9, 2020, a Public Health Emergency and State of Emergency was initially declared by Executive Order No. 103 resulting from the Coronavirus disease 2019 (COVID-19); and

WHEREAS, the COVID-19 pandemic has affected the Division of Alcoholic Beverage Control's operations, including renewal of retail consumption and distribution licenses; and

WHEREAS, the Acting Director of the Division of Alcoholic Beverage Control extended the 2019-2020 license term from June 30, 2020 until September 30, 2020; and

WHEREAS, the following individuals and corporations have applied for the renewal of their Alcoholic Beverage Licenses for the period from October 1, 2020 through June 30, 2021, namely:

<u>LICENSE NO.</u>	<u>APPLICANT</u>	<u>TRADENAME</u>	<u>FEE</u>
0704-31-012-001	Cedar Grove Lodge #2237 of B.P.O Elks 405 Bowden Road	Cedar Grove Elks Club	\$ 150.00
0704-33-002-006	Pompton Restaurant Assoc. 1131 Pompton Avenue	Il Tulipano	\$2,002.00
0704-33-003-004	Second Gen Catering Inc. 691 Pompton Ave.	The Grove	\$2,002.00
0704-33-006-002	Seger Restaurant Ent. 134 E. Lindsley Road	LuNello's	\$2,002.00
0704-33-007-006	Edward Fitzpatrick, Inc. 292 Grove Avenue	The Grasshopper	\$2,002.00
0704-33-008-008	Down Neck LLC 597 Pompton Ave.	Lombardi's	\$2,002.00
0704-33-011-007	Caidie LLC 505 Pompton Ave.	Delmonico's	\$2,002.00
0704-44-001-008	Shree Nath, Inc. 597 Pompton Avenue	Cedar Grove Liquors	\$1,174.00
0704-44-009-008	Cedar Grove Wine Cellar LLC 420 Pompton Ave.	Cedar Grove Wine Cellar	\$1,174.00

WHEREAS, the above individuals and corporations have submitted their municipal fee for renewal to the Township Clerk, and received the required tax clearance certificate; and

WHEREAS, said applications comply with the State Laws regulating the sale and distribution of alcoholic beverages.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the applications for renewal of existing alcoholic beverage license from the above mentioned individuals and corporations be approved; and

BE IT FURTHER RESOLVED that the Township Clerk be and is hereby authorized to issue said licenses to the applicants for the period from October 1, 2020 through June 30, 2021.

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

AYE: Councilmen Cicala, Maceri, Zichelli, Mayor Peterson

NO: None

ABSTAIN: Deputy Mayor Tanella

g) 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, on March 9, 2020, a Public Health Emergency and State of Emergency was initially declared by Executive Order No. 103 resulting from the Coronavirus disease 2019 (COVID-19); and

WHEREAS, the COVID-19 pandemic has affected the Division of Alcoholic Beverage Control’s operations, including renewal of retail consumption and distribution licenses; and

WHEREAS, the Acting Director of the Division of Alcoholic Beverage Control extended the 2019-2020 license term from June 30, 2020 until September 30, 2020; and

WHEREAS, the following corporation has applied for the renewal of its Alcoholic Beverage License within the extended time for the period from October 1, 2020 through June, 30, 2021, 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 as required 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 2020-2021 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 2020-2021 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 2020-2021 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 October 1, 2020 through June 30, 2021.

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

AYE: Councilmen Cicala, Maceri, Zichelli, Mayor Peterson

NO: None

ABSTAIN: Deputy Mayor Tanella

## 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 \$3,359,758.53

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

AYE: Councilmen Cicala, Maceri, Zichelli, Deputy Mayor Tanella

NO: None

ABSTAIN: Mayor Peterson

## 10. CONTRACTS AND AGREEMENTS

- a) To consider resolution authorizing execution of agreement with Cedar Grove Historical Society

At the Township Attorney's request this item was tabled for revision.

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 the Township of Cedar Grove that it does hereby authorize execution of a Lease Agreement between the Cedar Grove Historical Society and Township of Cedar Grove.

- b) To consider resolution authorizing execution of agreement with Passaic Valley Sewerage Commission

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 the Township of Cedar Grove that it does hereby authorize execution of a Waste Treatment and Disposal Agreement between the Passaic Valley Sewerage Commission (PVSC) and Township of Cedar Grove.

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

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

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 Peterson opened this portion of the meeting to any one wishing to be heard. There being no one present wishing to be heard, Mayor Peterson 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 September 14, 2020.
2. The general nature of the subject matters to be discussed is personnel.
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 Zichelli, and passed by the following vote:

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

NO: None

**12. ADJOURNMENT**

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

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

NO: None

The meeting adjourned at 8:50 p.m.

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KERRY PETERSON      MAYOR

ATTEST:

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KATHLEEN R. STUTZ      MUNICIPAL CLERK