

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

**PUBLIC MEETING**

**MINUTES**

**NOVEMBER 2, 2020**

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

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

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

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

Absent: Councilman Maceri

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, 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**

- a) Presentation to Nicholas Storm – Councilman Zichelli presented a proclamation to Township third-grader Nicholas Storm to celebrate his return to health following combating a life-threatening illness.
- b) League of Women Voters Proclamation – Mayor Peterson presented a proclamation to League of Women’s Voter and resident Kathy Keegan recognizing the 100<sup>th</sup> anniversary of the organization.

**3. APPROVAL OF MINUTES**

- a) To consider approval of minutes of regular public meeting of October 5, 2020

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

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

NO: None

ABSENT: Councilman Maceri

**4. PUBLIC HEARING**

- a) To consider adoption of Pending Ordinance ##20-865 - Amending Chapter 251 of the Township Code entitled “Vehicles & Traffic” Schedule IV: Time Limit Parking

The ordinance was read by title only as follows:

**AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF ESSEX, STATE OF NEW JERSEY AMENDING CHAPTERS 251-9 OF THE TOWNSHIP CODE ENTITLED “PARKING TIME LIMITED” AND CHAPTER 251-37 ENTITLED “SCHEDULE IV: TIME LIMIT PARKING”**

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

Councilman Cicala 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 Deputy Mayor Tanella, and passed by the following vote:

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

NO: None

ABSENT: Councilman Maceri

- b) To consider adoption of Pending Ordinance #20-866 – Amending Chapter 251 of the Township Code entitled “Vehicles & Traffic” Schedule II: No Parking Certain Hours

The ordinance was read by title only as follows:

**AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF ESSEX, STATE OF NEW JERSEY AMENDING CHAPTERS 251-7 OF THE TOWNSHIP CODE ENTITLED “PARKING PROHIBITED DURING CERTAIN HOURS” AND CHAPTER 251-35 ENTITLED “SCHEDULE II: NO PARKING CERTAIN HOURS”**

Mayor Peterson opened the public hearing on this item. There being no one present wishing to be heard, Mayor Peterson 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 Zichelli, and passed by the following vote:

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

NO: None

ABSENT: Councilman Maceri

## **5. AWARD OF BID**

- a) To consider resolution awarding bid for ADA Ramp Improvements at Municipal Intersections

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 ADA Ramp Improvements at Municipal Intersections, and were publicly opened by the Township Clerk on October 2, 2020 as follows:

<u>BIDDER</u>	<u>TOTAL BASE BID</u>
Cifelli & Son General Constr. Inc.	\$ 101,450.50
Salazar and Associates, Inc.	\$ 232,853.00

**WHEREAS**, the Municipal Engineer and Township Attorney have reviewed the bids submitted, and recommend that the award of bid to Cifelli & Son Inc. of Nutley, New Jersey, the apparent low bidder, in the amount of \$ 101,450.50; and

**WHEREAS**, the funds are available to satisfy our obligations under this contract from Bond Ord. 19-841 and Bond Ord. 20-856 and 2019 community Development Block Grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Cedar Grove, that the award of bid be made to Cifelli & Son Inc. of Nutley, 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, Zichelli, Deputy Mayor Tanella, Mayor Peterson

NO: None

ABSENT: Councilman Maceri

## **6. 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.

## **7. REPORTS OF TOWNSHIP OFFICIALS**

a) Township Manager – The Township Manager discussed and presented the 2020 Best Practices Inventory. Mr. Tucci advised that based on the number of affirmative responses the Township should receive 100% of its CMPTRA and ETR Aid entitlement. The Manager provided the Finance Director’s recommendations for annual appointment of Auditor and Bond Counsel, to which the governing body agreed. The Manager also provided several recommendations from the Finance Director for request water/sewer bill adjustments, to which the governing body concurred.

b) Township Clerk – The Township Clerk noted polling hours and locations for the 2020 General Election (November 3<sup>rd</sup>). Ms. Stutz noted that the polling sites are open for in-person return of a vote by mail ballot and provisional ballots. The Clerk also noted that voters may deposit vote by mail ballots in secure ballot drop boxes up until 8:00 p.m. on November 3<sup>rd</sup>.

- c) Township Attorney – Attorney Semeraro noted two draft resolutions for the Council’s consideration by year end as required by the Township’s COAH settlement agreement.
- d) Other Reports

Councilman Cicala requested an update from the Manager on the status of field construction on Board of Education property (LRP).

Councilman Zichelli commented that the Trick/Treat drive-by on Halloween was a success.

Deputy Mayor Tanella inquired the status of the South End Firehouse. The Manager advised that the building is operational and the Fire Dept. is awaiting delivery of new pumper.

Mayor Peterson urged residents to vote November 3<sup>rd</sup>.

**8. CONSENT AGENDA**

- a) To consider resolution concerning approval of raffle application – St. Catherine of Siena HSA

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**

St. Catherine of Siena HSA  
39 E. Bradford Ave.  
Cedar Grove NJ 07009

Off-Premise 50/50 Raffle to be held  
Jan. 31, Feb. 28, Mar. 31, Apr. 30, May 31,  
Jun. 30, July 31, Aug. 31, Sep. 30, Oct. 31,  
Nov. 30, and Dec. 31, 2021 at 8:00 pm at  
39 E. Bradford 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.

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

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

NO: None

ABSENT: Councilman Maceri

- b) To consider resolution concerning approval of raffle application – St. Catherine of Siena HSA

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**

St. Catherine of Siena HSA  
39 E. Bradford Ave.  
Cedar Grove NJ 07009

Off-Premise Merchandise Raffle to be held  
Nov. 30, Dec. 22, 2020, Jan. 29, Feb. 26, Mar. 31,  
Apr. 30, Jun. 2, Jun. 18, 2021 at 10:00 am at  
39 E. Bradford 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.

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

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

NO: None

ABSENT: Councilman Maceri

- c) To consider resolution concerning appointment of student members to Recreation Advisory Board

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, County of Essex, New Jersey, that Juliet Albanese and Nick Coletta be appointed as the student members of the Recreation Advisory Board, effective immediately and terminating December 31, 2022.

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

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

NO: None

ABSENT: Councilman Maceri

**9. NEW BUSINESS**

- a) To consider resolution concerning renewal of inactive ABC license – Shu Box 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>
0704-33-010-003	Shu Box Inc. 256 Pompton Ave.	Shu Box Inc	\$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 Zichelli moved adoption of the resolution, seconded by Deputy Mayor Tanella, and passed by the following vote:

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

NO: None

ABSENT: Councilman Maceri

- b) To consider resolution concerning 2020 Best Practice Inventory

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

**WHEREAS**, the State's Fiscal Year 2021 Budget requires a Best Practices Inventory be completed by each municipality; and

**WHEREAS**, the Chief Financial Officer has completed and submitted the Best Practices Inventory to the Township Manager; and

**WHEREAS**, the Township Manager has provided a copy of said inventory to the Township Council; and

**WHEREAS**, the required certifications have been made and the inventory has been submitted to the Division of Local Government Services; and

**WHEREAS**, the Township Manager has reviewed and discussed the results of the inventory with the Township Council during its public meeting of November 2, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council that the Best Practices Inventory has been reviewed by the Township Council.

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

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

NO: None

ABSENT: Councilman Maceri

- c) To consider resolution concerning purchase of water meters & accessories from Morris County Co-operative Pricing Council Contract – RIO Supply Inc.

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 the Morris County Cooperative Pricing Council Contract #47 for water meters, data recorders and radio frequency meter interface units; and

**WHEREAS**, the contract amount for water meters, data recorders and radio frequency meter interface units will not exceed \$37,865.00; and

**WHEREAS**, the funds are available to satisfy our obligations under this contract through Bond Ordinance No. 20-858 and 16-794.

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Cedar Grove authorizes the Township of Cedar Grove to purchase from the Morris County Cooperative Pricing Council Contract #47 for water meters, data recorders and radio frequency meter interface units from RIO Supply Inc. for an amount not to exceed \$37,865.00.

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

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

NO: None

ABSENT: Councilman Maceri

**10. 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 \$271,699.66

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

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

NO: None

ABSENT: Councilman Maceri

**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 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.

**12. ADJOURNMENT**

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

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

NO: None

ABSENT: Councilman Maceri

The meeting adjourned at 7:25 p.m.

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PETER H. TANELLA

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DEPUTY MAYOR

ATTEST:

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KATHLEEN R. STUTZ      MUNICIPAL CLERK