

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

PUBLIC MEETING

MINUTES

DECEMBER 7, 2020

1. ROLL CALL, INVOCATION AND FLAG SALUTE

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

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

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

Absent: Mayor Peterson

The flag salute was led by Deputy Mayor Tanella.

Deputy Mayor Tanella 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 from Breast Cancer Awareness Walk to Minette's Angels

Deputy Mayor Tanella presented a check for \$4539, monies raised by the Township sponsored Breast Cancer Awareness Walk to Ken McKenna, President and Founder of Minette's Angels. Mr McKenna commented that Minette's Angels is a local breast cancer support group based in Verona, established in memory of his wife, and provides needed services to affected residents. Mr. McKenna stated that the amount raised in Cedar Grove is the highest amount received from participation in a fundraising event, and was enhanced by a \$2500 private direct donation to the organization from a donor who attended the Cedar Grove walk for the first time. Mr. McKenna thanked the Township for the opportunity to participate. The Township Manager acknowledged and commended Recreation Director Marisa Landolfi and Deputy Tax Collector Nancy Walsh, who starts her retirement leave on 12/17 for co-ordinating the annual event.

b) Administration of Oath to Elected Councilmember

Deputy Mayor Tanella administered oath of office to Joseph Zichelli, elected to fill an unexpired term that resulted from a resignation in June. Deputy Mayor Tanella described Councilman Zichelli as a leader of the next generation of leaders. Deputy Mayor Tanella noted that Councilman Zichelli is a native of Cedar Grove, cited his numerous accomplishments at a young age, academic, business, and civic. Deputy Mayor Tanella commented that Councilman Zichelli is wise beyond his years, hard-working, dedicated, with a deep passion for the community and its residents being born and raised in the Township, and possesses the attributes necessary to serve the public effectively.

3. APPROVAL OF MINUTES

a) To consider approval of minutes of regular public meeting of November 2, 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

NO: None

ABSENT: Mayor Peterson

4. PUBLIC HEARING

- a) To consider adoption of Pending Ordinance #20-867 – 2021 Maximum Allowable Rent Increase

The ordinance was read by title only as follows:

AN ORDINANCE SETTING THE MAXIMUM ALLOWABLE RENT INCREASE PURSUANT TO CHAPTER 208 OF THE CODE OF THE TOWNSHIP OF CEDAR GROVE

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

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

NO: None

ABSENT: Mayor Peterson

5. AWARD OF BID

- a) To consider resolution awarding bid for Collection, Transportation and Delivery of Solid Waste, Grass Clippings, Vegetative Waste and Comingled/Paper Recycling

The Township Manager advised that this item must be withdrawn from the agenda. Mr. Tucci explained that a material defect with the bid was discovered during legal review that prohibits award.

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

Deputy Mayor Tanella 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, Deputy Mayor Tanella closed this portion of the meeting.

7. REPORTS OF TOWNSHIP OFFICIALS

- a) Township Manager – The Manager announced the retirement of the Township’s Dir. Of Community Development/Construction Official/Code Enforcement Official John D’Ascensio.

- b) Township Clerk – No report
- c) Township Attorney – No report
- d) Other Reports

Councilman Maceri reported that the current Environmental Commission Chair, David Snyder is re-locating out of town, creating a vacancy on the Commission. Councilman Maceri thanked Mr. Snyder for his service on the Commission. Councilman Maceri extended holiday wishes to all residents and commented on the recent virtual holiday tree lighting event and drive-by.

Councilman Cicala suggested that the scheduled use of Panther Park be posted on the Township website so that individuals might plan their visits accordingly.

Councilman Zichelli announced, on behalf of Mayor Peterson, the luminary light campaign scheduled to take place on December 19th at 5:00 p.m. The Manager commented that the luminary bags are available to residents in the Municipal Building Lobby while supply lasts. Councilman Zichelli also advised that long-time Municipal Alliance Committee member Patrick Mullen is ending his tenure this year and suggested presentation of a resolution, to which the governing body agreed. Councilman Zichelli requested that the Manager provide an update on the recent meeting with Historical Society representatives. The Manager advised that there was discussion and agreement of needed maintenance and repairs that are to be addressed by the Township and described the meeting as constructive.

Deputy Mayor Tanella also commented on the virtual tree lighting and subsequent drive-by hosted by “town elves” Marisa Landolfi, Recreation Director, Sue Verrengia, Recreation Co-ordinator) and students from St. Catherine of Siena. Deputy Mayor Tanella referred to a resolution approved by the Township of Long Hill that resolution calls for legislative action to administer the provisions of the Affordable Housing Act. Deputy Mayor Tanella recommended that the governing body consider the same resolution at its next meeting, to which the governing body agreed.

8. CONSENT AGENDA

- a) To consider resolution concerning 2021 municipal holidays

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 the following official holidays shall be observed by the Township of Cedar Grove for the year 2021.

2021 HOLIDAY SCHEDULE

January 1	Friday	New Year’s Day
January 18	Monday	Martin Luther King Day
February 15	Monday	President's Day
April 2	Friday	Good Friday

May 31	Monday	Memorial Day
July 5	Monday	Independence Day
September 6	Monday	Labor Day
October 11	Monday	Columbus Day
November 11	Thursday	Veterans Day
November 25	Thursday	Thanksgiving Day
November 26	Friday	Thanksgiving
December 24	Friday	Christmas Day

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

NO: None

ABSENT: Mayor Peterson

- b) To consider resolution designating official newspapers of the Township for 2021

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 the Verona/Cedar Grove Times, The Herald News, and the Star Ledger, are hereby designated as the official newspapers of the Township of Cedar Grove for 2021.

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

NO: None

ABSENT: Mayor Peterson

- c) To consider resolution concerning re-appointment of representatives to New Jersey Intergovernmental Insurance Fund

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, that the following municipal officials are hereby appointed as the Commissioner and Alternate to the New Jersey Intergovernmental Insurance Fund for the calendar year 2021:

Commissioner – Thomas J. Tucci, Jr., Township Manager
 Alternate – Sukaina Barlas, Administrative Secretary

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

NO: None

ABSENT: Mayor Peterson

- d) To consider resolution concerning re-appointment of representatives to Community Development Block Grant 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 Alex Palumbo, Municipal Engineer and, William M. Homa, Finance Director are hereby re-appointed to serve as Cedar Grove’s representatives to the Community Development Block Grant Committee for 2021.

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

NO: None

ABSENT: Mayor Peterson

- e) To consider resolution concerning re-appointment of Public Agency Compliance Officer

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

WHEREAS, N.J.A.C. 17:27-3.5 requires that each public agency annually designate an officer or employee to serve as its Public Agency Compliance Officer (P.A.C.O.).

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that Kathleen R. Stutz is hereby re-appointed as the Public Agency Compliance Officer for the Township of Cedar Grove.

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

NO: None

ABSENT: Mayor Peterson

- f) To consider resolution concerning renewal of Amusement Business Licenses for 2021

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

WHEREAS, the following businesses have applied for renewal of their Amusement Business Licenses for 2021:

APPLICANT	TRADE NAME	LICENSE FOR
Edward Fitzpatrick, Inc.	The Grasshopper	Night Club
Restaurant Associates, Inc.	Il Tulipano	Night Club

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

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

NO: None

ABSENT: Mayor Peterson

g) 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 2021:

APPLICANT	LICENSE FOR
Edward Fitzpatrick, Inc.	Video Game & 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 Zichelli moved adoption of the resolution, seconded by Councilman Maceri, and passed by the following vote:

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

NO: None

ABSENT: Mayor Peterson

h) To consider resolution concerning appointment of Zoning Board member

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 Ed Christenson is hereby appointed to fill a vacancy as a member of the Zoning Board of Adjustment for a four-year term effective immediately and terminating June 30, 2023.

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
NO: None
ABSENT: Mayor Peterson

9. NEW BUSINESS

- a) To consider introduction of Pending Bond Ordinance #20-868 – Public Safety Radio Communications Project

The clerk read the Ordinance by title only:

BOND ORDINANCE AUTHORIZING THE PUBLIC SAFETY RADIO COMMUNICATIONS PROJECT IN AND FOR THE TOWNSHIP OF CEDAR GROVE, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$1,100,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$1,047,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF CEDAR GROVE, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Township of Cedar Grove, New Jersey (the “Township”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$1,100,000, such sum includes the sum of \$53,000 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,047,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$1,047,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
The migration of Township Public Safety Communications for all Township Departments, Police, Fire, Emergency Medical Services and Public Works, to the existing New Jersey Interoperability Communications System, including the acquisition of radio base stations, radio pagers for fire and emergency medical service, mobile radios and portable radios and associated equipment, including all costs, improvements, equipment and/or appurtenances necessary therefore and/or related thereto.	\$1,100,000	\$1,047,000	10 Years
TOTAL	\$1,100,000	\$1,047,000	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$1,047,000.

(c) The estimated cost of the Improvements is \$1,100,000 which amount represents the initial appropriation made by the Township. The excess of the appropriations made for each of the Improvements over the estimated maximum amount of Bonds or Notes authorized to be issued therefor is the amount of the Down Payment for each purpose.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Township (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Council of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$1,047,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Township as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

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

SECTION 9.

The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvements prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$1,047,000.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Zichelli moved that Pending Ordinance #20-868 be passed at first reading, published in the Verona-Cedar Grove Times as a pending ordinance with a public hearing of December 21, 2020, seconded by Councilman Maceri, and passed by the following vote:

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

NO: None

ABSENT: Mayor Peterson

- b) To consider resolution concerning amendment of 2020 Capital Budget

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 desires to amend the 2020 Capital Budget of said municipality by inserting the Public Safety Radio Communications Project.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove as follows:

AMENDMENT
CAPITAL BUDGET OF THE TOWNSHIP OF CEDAR GROVE
COUNTY OF ESSEX, NEW JERSEY

PROJECTS SCHEDULE FOR 2020
METHOD OF FINANCING

<u>Project</u>	<u>Estimated Cost</u>	<u>Debt Authorized</u>	<u>Down Payment</u>
Public Safety Radio Communications Project	\$1,100,000.00	\$1,047,000.00	\$53,000.00

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

ABSENT: Mayor Peterson

c) To consider resolution concerning 2021 Council Meeting Schedule

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

WHEREAS, Section 4 of Chapter 231, Public Laws of 1975, also known as the Open Public Meetings Act, requires that the governing body compile and disseminate a schedule of meetings to be held by it during the coming year 2021;

WHEREAS, meetings of the governing body are held in the Municipal Building, 525 Pompton Avenue at 7:00 p.m. and are open to the public with the exception of executive sessions;

NOW, THEREFORE, BE IT RESOLVED, that the following schedule of the meetings of the Township Council is hereby approved for publication:

REGULAR COUNCIL MEETINGS shall be held in the Council Chambers the first Monday of each month, excluding holidays, according to the following schedule:

January 11	June 7
February 8	September 13
March 1	October 4
April 5	November 1
May 3	December 6

STAFF COUNCIL MEETINGS shall be held in the 2nd Floor Conference Room the third Monday of each month, excluding holidays, according to the following schedule:

January 25	June 21
February 22	September 27
March 15	October 18
April 19	November 15
May 17	December 20

BE IT FURTHER RESOLVED that the governing body shall conduct meetings according to a summer meeting schedule for the months of July and August as follows:

TYPE OF MEETING	DATE
Regular	July 12
Regular	August 9

BE IT FURTHER RESOLVED, that official action will be taken at Regular Meetings and may be taken at any Staff Meeting; and

BE IT FURTHER RESOLVED, that closed/executive sessions may take place at Regular Meetings or Staff Meetings; and

BE IT FURTHER RESOLVED, that the annual Re-organization Meeting shall be held on Thursday, July 1st at 7:00 P.M. in the Council Chambers.

BE IT FURTHER RESOLVED, that the schedule of meetings shall be posted on the Bulletin Board on the first floor of the Municipal Building Lobby.

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

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

NO: None

ABSENT: Mayor Peterson

- d) To consider resolution concerning appointment/re-appointment of Township Officials
 - i. Township Attorney

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

WHEREAS, there exists a need for the appointment of a Township Attorney and Tax Appeal Attorney for the Township of Cedar Grove, and funds are available for this purpose; and

WHEREAS, N.J.S.A. 40A:11-5 states "no local unit shall be required to advertise for bids for professional services", and

WHEREAS, **MATTHEW GIACOBBE** of the firm Cleary, Giacobbe, Alfieri, Jacobs, LLC submitted proposals for Township Attorney and Tax Appeal Attorney pursuant to advertising duly made for a fair and open contract in accordance with N.J.S.A. 19:44A-20.1 et. seq., that were publicly opened by the Township Clerk on October 21, 2020

WHEREAS, **MATTHEW GIACOBBE** is an attorney-at-law in the State of New Jersey and comes under the "professional services" provision of the Local Public Contracts Law:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that it does hereby appoint **MATTHEW GIACOBBE** of the firm Cleary, Giacobbe, Alfieri, Jacobs, LLC to serve as the Township Attorney and Tax Attorney commencing January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED that the appropriate Township officials be authorized to execute agreements; and

BE IT FURTHER RESOLVED that notice of the appointments shall be published in the Verona-Cedar Grove Times.

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

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

NO: None

ABSENT: Mayor Peterson

ii. Municipal Prosecutor

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

WHEREAS, there exists a need for the appointment of a Township Prosecutor for the Township of Cedar Grove, and funds are available for this purpose; and

WHEREAS, N.J.S.A. 40A:11-5 states "no local unit shall be required to advertise for bids for professional services", and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that it does hereby re-appoint **ROBERT J. CANDIDO** to serve as the Township Prosecutor commencing January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED that the appropriate Township officials be authorized to execute an agreement; and

BE IT FURTHER RESOLVED that notice of this appointment shall be published in the Verona-Cedar Grove Times.

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

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

NO: None

ABSENT: Mayor Peterson

iii. Public Defender

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

WHEREAS, there exists a need for the appointment of a Public Defender for the Township of Cedar Grove, and funds are available for this purpose; and

WHEREAS, N.J.S.A. 40A:11-5 states "no local unit shall be required to advertise for bids for professional services", and

WHEREAS, PETER D. RUSSO is an attorney-at-law in the State of New Jersey and comes under the “professional services” provision of the Local Public Contracts Law:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that it does hereby re-appoint **PETER D. RUSSO** to serve as the / commencing January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED that the appropriate Township officials be authorized to execute an agreement; and

BE IT FURTHER RESOLVED that notice of this appointment shall be published in the Verona-Cedar Grove Times.

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

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

NO: None

ABSENT: Mayor Peterson

iv. Court Administrator

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 Theresa Platvoet be re-appointed to serve as the Court Administrator for a one-year term commencing January 1, 2021 and terminating December 31, 2021.

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

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

NO: None

ABSENT: Mayor Peterson

v. Deputy Court Administrator

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 Courtney Demarest be re-appointed to serve as the Deputy Court Administrator for a one-year term commencing January 1, 2021 and terminating December 31, 2021.

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

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

NO: None

ABSENT: Mayor Peterson

- e) To consider resolution concerning re-appointment of Auditor

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

WHEREAS, there exists a need for the appointment of a Township Auditor for the Township of Cedar Grove, and funds are available for this purpose; and

WHEREAS, N.J.S.A. 40A:11-5 states "no local unit shall be required to advertise for bids for professional services" pursuant to N.J.S.A. 40A:5-4, the annual audit and

WHEREAS, the firm of Nisivoccia & Company is a registered municipal accounting firm in the State of New Jersey and comes under the "professional services" provision of the Local Public Contracts Law;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that it does hereby appoint Nisivoccia & Company to serve as Township Auditor for the calendar year 2021.

BE IT FURTHER RESOLVED that notice of this appointment shall be published in the Verona-Cedar Grove Times.

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

ABSENT: Mayor Peterson

- f) To consider resolution concerning re-appointment of Bond Counsel

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

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of bonds or notes of the Township of Cedar Grove, and funds are available for this purpose; and

WHEREAS, such services were solicited pursuant to N.J.S.A. 19:44A-20.1 et seq.. under a fair and open process; and

WHEREAS, qualifications/proposal for said appointment were received and publicly opened by the Township Clerk on October 21, 2020; as follows

Gibbons, P.C.
Parker McCay

Newark, NJ
Mt. Laurel, NJ

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the law firm of Gibbons, P.C. of Newark, New Jersey is hereby re-appointed for the calendar year 2021 to provide the specialized legal services necessary in connection with the authorization and the issuance of bonds or notes by the Township.

BE IT FURTHER RESOLVED that the resolution and agreement can be reviewed in the Township Clerk's Office.

BE IT FURTHER RESOLVED that a notice in accordance with the Local Public Contracts Law of New Jersey shall be published in the Verona-Cedar Grove Times.

Councilman Maceri 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

ABSENT: Mayor Peterson

- g) To consider resolution concerning appointment of Municipal Housing Liaison for Affordable Housing

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

**RESOLUTION OF THE COUNCIL OF THE TOWNSHIP OF CEDAR GROVE
APPOINTING MUNICIPAL HOUSING LIAISON FOR THE TOWNSHIP OF
CEDAR GROVE**

WHEREAS, The Township of Cedar Grove's Housing Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.), applicable Council on Affordable Housing ("COAH") regulations and Uniform Housing Affordability Controls ("UHAC") regulations; and

WHEREAS, the Township of Cedar Grove has chosen to appoint a Municipal Housing Liaison for the administration of Cedar Grove's affordable housing program to enforce the requirements of applicable COAH and UHAC regulations; and

WHEREAS, the Township of Cedar Grove's Municipal Code provides for the appointment of a Municipal Housing Liaison to administer the Township's affordable housing program.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Cedar Grove, in the County of Essex, and the State of New Jersey, that the Township's Tax Assessor, Richard Hamilton, is hereby appointed by the Council of the Township of Cedar Grove as the Municipal Housing Liaison for the administration of the Township's affordable housing program.

Councilman Maceri 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

ABSENT: Mayor Peterson

- h) To consider resolution concerning adoption of Affirmative Marketing Plan

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

**RESOLUTION ADOPTING AN AFFIRMATIVE MARKETING PLAN FOR THE
TOWNSHIP OF CEDAR GROVE**

WHEREAS, in accordance with applicable Council on Affordable Housing (“COAH”) regulations and the New Jersey Uniform Housing Affordability Controls (“UHAC”) N.J.A.C. 5:80-26., et seq., the Township of Cedar Grove is required to adopt by resolution an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created by rehabilitation are affirmatively marketed to very low, low and moderate income households, particularly those living and/or working within Housing Region 2, the Housing Region encompassing the Township of Cedar Grove;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Cedar Grove, County of Essex, State of New Jersey, do hereby adopt the following Affirmative Marketing Plan:

Affirmative Marketing Plan

- A. All affordable housing units in the Township of Cedar Grove shall be marketed in accordance with the provisions herein unless otherwise provided in N.J.A.C. 5:93-1, et seq. This Affirmative Marketing Plan shall apply to all developments that contain or will contain very low, low or moderate-income units, including those that are part of the Township’s prior round obligation and its current Fair Share Plan, and those that may be constructed in future developments not yet anticipated by the Fair Share Plan.
- B. The Affirmative Marketing Plan shall be implemented by an Administrative Agent designated by and/or under contract with the Township of Cedar Grove. All the costs of advertising and affirmatively marketing affordable housing units shall be borne by the developers/sellers/owners of the affordable unit(s).
- C. In implementing the Affirmative Marketing Plan, the Administrative Agent, acting on behalf of the Township, shall undertake all the following strategies:
 1. Review, approve and ensure that the developers/sellers/owners publish at least one advertisement in a newspaper of general circulation within the housing region.
 2. Broadcast of one advertisement by a radio or television station broadcasting throughout the housing region.
 3. At least one additional regional marketing strategy using one of the other sources listed below at Sec. E of this plan.
- D. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer or sponsor of affordable housing. The Affirmative Marketing Plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward Housing Region 2 in which the Township is located and covers the entire period of deed restriction for each restricted housing unit.
- E. The Affirmative Marketing Plan is a continuing program intended to be followed throughout the entire period of restrictions and shall meet the following requirements:

1. All newspaper articles, announcements and requests for applications for very low, low, and moderate-income units shall appear in the Star Ledger.

The primary marketing shall take the form of a paid display advertisement in the above newspaper during the first week of the marketing program and subsequently utilizing internet advertisements each month thereafter until all available units have been leased. The developer/owner shall disseminate all public service announcements and pay for display advertisements. The developer/owner shall provide proof of publication to the Administrative Agent. All press releases and advertisements must be approved in advance by the Township's Administrative Agent.

Advertisements will also be placed on the following websites:

Township of Cedar Grove - [http://www.Cedar GroveNJ.org](http://www.CedarGroveNJ.org)

New Jersey Housing Resource Center (NJHRC) - <http://www.njhrc.gov>

CGP&H – <http://www.AffordableHomesNewJersey.com>

Advertisements posted to NJHRC will occur on or before the earlier of:

- (1) at least 60 days prior to conducting a lottery of the applicants; or
- (2) within one day following when the owner, developer, property manager, or other administrative entity provides any information regarding how to apply for units to prospective applicants or solicits any applications from potential applicants through any other means.

The posting on NJHRC shall include, at a minimum:

- i. The date that the affordable housing units are expected to be completed,
 - ii. The date of the lottery,
 - iii. The number of affordable housing units,
 - iv. An accounting of how many of the affordable housing units will be available to very low-, low-, and moderate-income households, and
 - v. Each bedroom size that will be available.
1. Additional advertisements shall include a description of the:
 - vi. Street address(es) of the units;
 - vii. Directions to the units;
 - viii. Range of prices for the units;
 - ix. Number of bedrooms in the affordable units (bedroom mix);
 - x. Maximum income permitted to qualify for the units;
 - xi. Location of applications;
 - xii. Business hours when interested households may obtain an application;
 - xiii. Application fees, if any;
 - xiv. Number of units currently available; and
 - xv. Anticipated dates of availability.
 2. Newspaper advertisements, announcements and information on where to request applications for very low, low, and moderate-income housing shall appear in at least one additional newspaper within the region.

3. At least one advertisement will be broadcast on a regional cable television or radio station.
4. Applications shall be mailed or emailed by the Administrative Agent to the prospective applications upon request. However, when on-line preliminary applications are utilized, if prospective applicants do not have internet access they will be given a phone number to call the Administrative Agent, who will then enter all pre-application information online during the phone call. Locations of applications, brochures, and flyers to affirmatively market the program are listed in the attached Appendix III, and will also be made available on the Township's website. Also, information on how to apply shall be made available at the developer's sales/rental office and shall be mailed or emailed to prospective applicants upon request.
5. The Administrative Agent shall develop, maintain and regularly update a list of community contact person(s) and/or organizations(s) in Essex, Morris, Union, and Warren Counties that will aid in the affirmative marketing program with particular emphasis on contacts that will reach out to groups that are least likely to apply for housing within the region, including major regional employers. Please see Appendix I for a complete list.

- i. Quarterly information shall be sent to each of the following agencies with a request for publication in their journals and for circulation among their members:

Greater Union County Board of Realtors
North Central Jersey Association of Realtors (Essex and Morris County offices)
Warren County Board of Realtors

- ii. Quarterly information shall be sent to the administrators of each of the following agencies in each of the counties and requests to post same shall be sent to the administrators of each of the following agencies within the counties of Essex, Morris, Union, and Warren:

Welfare or Social Service Board
Rental Assistance Office (local office of DCA)
Offices on Aging or Division of Senior Services
Housing Authority
Community Action Agencies
Community Development Departments

- iii. Quarterly information shall be sent to the chief personnel administrators of all the major employers within the region as listed in attached Appendix I in accordance with the Region 2 Affirmative Marketing Plan.
- iv. Quarterly information and copies of any press releases and advertisements of the availability of very low, low and moderate-income housing shall be sent to the following additional community and regional organizations:

Fair Share Housing Center (510 Park Boulevard, Cherry Hill, NJ 08002)

New Jersey State Conference of the NAACP

The Latino Action Network (P.O. Box 943, Freehold, NJ 07728)

East Orange Chapter of the NAACP (P.O. Box 1127, East Orange, NJ, 07019)

Newark Chapter of the NAACP (P.O. Box 1262, Newark, NJ, 07101)

Morris County Chapter of the NAACP (P.O. Box 2256, Morristown, NJ 07962)

Elizabeth Chapter of the NAACP (P.O. Box 6732, Elizabeth NJ, 07206)

The Supportive Housing Association (15 Alden St #14, Cranford, NJ 07016)

- v. The Administrative Agent will also provide specific direct notice to the following community and regional organizations whenever affordable housing units become available in the Township to the organizations including, but not limited to those listed below (see Appendix I for full list):

Fair Share Housing Center (510 Park Boulevard, Cherry Hill, NJ 08002)

New Jersey State Conference of the NAACP

The Latino Action Network (P.O. Box 943, Freehold, NJ 07728)

East Orange Chapter of the NAACP (P.O. Box 1127, East Orange, NJ, 07019)

Newark Chapter of the NAACP (P.O. Box 1262, Newark, NJ, 07101)

Morris County Chapter of the NAACP (P.O. Box 2256, Morristown, NJ 07962)

Elizabeth Chapter of the NAACP (P.O. Box 6732, Elizabeth NJ, 07206)

The Supportive Housing Association (15 Alden St #14, Cranford, NJ 07016)

6. A random selection method to select occupants of very low, low and moderate-income housing will be used by the Township's Administrative Agent in conformance with N.J.A.C. 5:80-26.16(I).
7. The Affirmative Marketing Plan shall provide a regional preference for all households that live and/or work in Housing Region 2 comprised of Essex, Morris, Union, and Warren Counties.
8. The Administrative Agent shall administer the Affirmative Marketing Plan. The Administrative Agent has the responsibility to income qualify very low, low and moderate income households; to place income eligible households in very low, low and moderate income units upon initial occupancy; to continue to qualify households for re-occupancy of units as they become vacant during the period of affordability controls; to assist with outreach to very low, low and moderate income households; and to enforce the terms of the deed restriction and mortgage loan as per N.J.A.C. 5:80-26.1, et seq.
9. Whenever appropriate, the Administrative Agent shall provide or direct qualified very low, low and moderate-income applicants to counseling services on subjects such as budgeting, credit issues, mortgage qualifications, rental lease requirements and landlord/tenant law and shall

develop, maintain and update a list of entities and lenders willing and able to perform such services.

10. All developers/owners of very low, low and moderate-income housing units shall be required to undertake and pay the costs of the marketing of the affordable units in their respective developments, subject to the direction and supervision of the Administrative Agent. The implementation of the Affirmative Marketing Plan for a development that includes affordable housing shall commence at least 120 days before the issuance of either a temporary or permanent certificate of occupancy.
11. The implementation of the Affirmative Marketing Plan shall continue until all very low, low and moderate-income housing units are initially occupied and for as long as affordable units exist that remain deed restricted and for which the occupancy or re-occupancy of units continues to be necessary. Please note that in addition to complying with this Township-wide Affirmative Marketing Plan that the Administrative Agent shall also review and approve a separate Affirmative Marketing Plan for every new affordable development in Township of Cedar Grove that is subject to N.J.A.C. 5:80-26.1 et seq. That document shall be completed by the owner/developer and will be compliant with the Township's Affirmative Marketing Plan as presented herein, and incorporate development specific details and permitted options, all subject to the Administrative Agent's review and approval. The development specific affirmative marketing plans will use the standard form for Region 2, which is attached hereto as Appendix III.
12. The Administrative Agent shall provide the Municipal Housing Liaison with the information required to comply with monitoring and reporting requirements pursuant to N.J.A.C.5:80-26-1, et seq. and the Order granting the Township a Final Judgment of Compliance and Repose.

BE IT FURTHER RESOLVED that the appropriate Township officials and professionals are authorized to take all actions required to implement the terms of this Resolution.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

Councilman Maceri 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

ABSENT: Mayor Peterson

- i) To consider resolution concerning cancellation of tax overpayments

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

WHEREAS, the following tax overpayments appear on the Tax Collector's tax overpayment list; and

WHEREAS, the Tax Collector has determined that actions are required to cancel the following tax overpayments from the records of the Township of Cedar Grove;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the following tax overpayments be cancelled.

Township of Cedar Grove
Schedule of Tax Overpayments
\$15.00 and Under

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
40	201 Co019	145-C Ridge Road	\$10.96
174	21	95 Sunrise Terrace	.24
222	12	65 Monroe Street	.67
224	6	47 Haller Drive	8.66
275	39	107 The Fairway	1.00
330	16	1201 Pompton Avenue	.75
		Total	<u>\$22.28</u>

Councilman Maceri 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

ABSENT: Mayor Peterson

j) To consider resolution concerning cancellation of tax overpayments from 2016 and 2017

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

WHEREAS, the following tax overpayments appear on the Tax Collector’s tax overpayment list; and

WHEREAS, the Tax Collector has determined that actions are required as recommended by the municipal auditors to cancel the following tax overpayments from the records of the Township of Cedar Grove;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the following tax overpayments be cancelled:

<u>BLOCK</u>	<u>LOT</u>	<u>YEAR -2016</u>	<u>AMOUNT</u>
64	12		\$181.42
67	5		1,240.67
143	306		3,149.51
220	47		2,230.42
261	51 Co040		98.29
370	11 Co043		3,398.88

<u>YEAR – 2017</u>		
17	13	292.73
172	15	3,201.44
261	51 Co050	209.42
270	5	250.00
310	70	<u>4,311.93</u>
Total Tax Overpayments Cancelled		<u>\$18,564.71</u>

Councilman Maceri 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

ABSENT: Mayor Peterson

- k) To consider resolution concerning 2021 Police Department employee salaries

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 did adopt Ordinance No. 18-836 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 RESOLVED by the Township Council of the Township of Cedar Grove that the salaries as hereinafter enumerated shall constitute the salaries for the Fiscal Year 2021, which shall become effective January 1, 2021 for officers of the Cedar Grove Police Department covered under Section One of the Salary Ordinance.

Councilman Maceri 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

ABSENT: Mayor Peterson

- l) To consider resolution concerning 2021 Dept. of Public Works employee salaries

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

WHEREAS, The Township Council of the Township of Cedar Grove did adopt Ordinance #20-855, fixing salary grades and ranges, wages and fees of certain employees within the Department of Public Works of the Township of Cedar Grove; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that the salaries as hereinafter enumerated shall constitute the salaries for Fiscal Year 2021 for the employees covered under Section One of the Salary Ordinance, represented by the Township of Cedar Grove Employees' Association.

Councilman Maceri 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

ABSENT: Mayor Peterson

- m) To consider resolution concerning cancellation of sewer charges

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 assessed to the account listed herein should be cancelled:

<u>Name & Address</u>	<u>Sewer</u>	<u>Total Cancelled</u>
Edward T. Gasior 104 Anderson Parkway Cedar Grove, NJ 07009 Acct. No. 3-3603000	<u>\$382.20</u>	<u>\$382.20</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 for the above account.

Councilman Maceri 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

ABSENT: Mayor Peterson

- n) To consider resolution concerning purchase of police utility vehicle through State Contract

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 has availed itself of the right to purchase Sport Utility Vehicles (SUV) entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of Treasury pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, it is desirable from time to time to purchase Sport Utility Vehicles (SUV) under contracts entered into on behalf of the State by the said Division without the necessity of advertising for bids, or in cases where no bids have been received; and

WHEREAS, it is desirable to purchase Sport Utility Vehicles (SUV) under such contracts enter into on behalf of the State of New Jersey by said Division during the year 2020;

WHEREAS, funds for the purchase of the Sport Utility Vehicles (SUV) are available in the 2020 Municipal Budget, Police – Other Expenses.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove, that the purchase of the Sport Utility Vehicles (SUV) be awarded to Winner Ford, through State Contract No. A88728.

Councilman Maceri 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

ABSENT: Mayor Peterson

- o) To consider resolution concerning cancellation of outstanding checks

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

WHEREAS, the Current Fund and Payroll account reconciliations reflect the following stale dated outstanding checks:

<u>CURRENT FUND</u>		
<u>Check Number</u>	<u>Date</u>	<u>Amount</u>
65918	5-20-19	\$ 72.00
67293	11-18-19	450.00
67419	12-2-19	<u>907.00</u>
		<u>\$1,429.00</u>

<u>PAYROLL ACCOUNT</u>		
<u>Check Number</u>	<u>Date</u>	<u>Amount</u>
16816	4-26-19	\$ 139.56
16894	5-24-19	874.35
16955	6-7-19	413.95
16983	6-7-19	153.39
17506	8-2-19	45.47
17524	8-2-19	39.97
17642	8-16-19	49.61
17679	8-16-19	192.38
17741	8-30-19	16.54
17769	8-30-19	28.00
17867	9-13-19	251.98
18064	11-22-19	<u>418.87</u>
		<u>\$2,624.07</u>

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, that the above listed checks are hereby voided and cancelled.

Councilman Maceri 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

ABSENT: Mayor Peterson

p) To consider resolution concerning transfer of appropriations

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:4-58 permits certain transfers of appropriations during the last two months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED, BY THE Township Council of the Township of Cedar Grove, that the following transfers of appropriation listed herein in the 2020 Municipal Budget be approved:

CURRENT FUND MUNICIPAL BUDGET

To:

Township Manager’s Office:

Salaries and Wages \$11,747.00

Township Clerk’s Office:

Salaries and Wages 3,975.00

Treasurer-Controller’s Office:

Salaries and Wages 564.00

Assessment of Taxes:

Salaries and Wages 5,428.00

Collection of Taxes:

Salaries and Wages 4,215.00

Planning Board:

Salaries and Wages 870.00

Zoning Board of Adjustment:

Salaries and Wages 870.00

Engineering Services and Costs:

Salaries and Wages 5,127.00

Board of Health:

Salaries and Wages 1,452.00

Building Inspector:

Salaries and Wages 4,284.00

Parks and Playgrounds:

Salaries and Wages 813.00

Municipal Court:

Salaries and Wages 450.00

Public Building and Grounds:

Salaries and Wages 3,584.00

Streets and Roads:	
Salaries and Wages	2,596.00
Capital Improvements:	
Capital Improvement Fund	23,000.00
Municipal Prosecutor:	
Other Expenses	<u>9,296.00</u>
	<u>\$78,271.00</u>
From:	
Operating:	
Salary and Wage Personnel Adjustment Program	<u>\$78,271.00</u>

WATER OPERATING FUND BUDGET

To:	
Operating:	
Salaries and Wages	<u>\$7,659.00</u>
From:	
Operating:	
Salary Adjustment Program	<u>\$7,659.00</u>

SEWER OPERATING FUND BUDGET

To:	
Operating:	
Salaries and Wages	<u>\$9,698.00</u>
From:	
Operating:	
Salary Adjustment Program	<u>\$9,698.00</u>

SWIM POOL OPERATING FUND BUDGET

To:	
Operating:	
Salaries and Wages	<u>\$4,848.00</u>
From:	
Operating:	
Salary Adjustment Program	<u>\$4,848.00</u>

SOLID WASTE COLLECTION DISTRICT BUDGET

To:	
Operating:	
Salaries and Wages	<u>\$55,000.00</u>
From:	
Operating:	
Disposal Fees	<u>\$55,000.00</u>

Councilman Maceri 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
ABSENT: Mayor Peterson

- q) To consider resolution concerning cancellation of 2020 Swim Pool Utility Budget Appropriations

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 Swimming Pool Utility was not opened for the 2020 Swimming Pool season and as a result the following 2020 Swim Pool Utility Budget Appropriations are required to be cancelled; and

2020 Swim Pool Utility Budget

Operating:	
Salaries & Wages	\$259,810.00
Other Expenses	110,852.00
Capital Improvements:	
Capital Improvement Fund	2,000.00
Capital Outlay	23,740.00
Statutory Expenditures:	
Social Security	<u>20,115.00</u>
	<u>\$416,517.00</u>

WHEREAS, it is necessary to formally cancel said 2020 Swim Pool Utility Budget Appropriations so that the Budget Appropriations may be credited to Fund Balance; and

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 2020 Swim Pool Utility Budget Appropriations to Fund Balance.

Councilman Maceri 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
ABSENT: Mayor Peterson

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 \$ 896,903.48

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

ABSENT: Mayor Peterson

11. CONTRACTS AND AGREEMENTS

- a) To consider resolution concerning award of contract for professional services – Affordable Housing legal services

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 appointment of special legal counsel for affordable housing (COAH) legal services; 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 October 21, 2020 as follows; and

<u>PROPOSER</u>	<u>AMOUNT</u>
Surenian, Edwards & Nolan, LLC	\$ 70.00 – 200.00/hr.

WHEREAS, the Township Manager has recommended that a contract for the above referenced professional services be awarded to Surenian, Edwards & Nolan, LLC.; and

WHEREAS, funds are now available for this purpose in 2021 Municipal Budget – Line Item 0140 – Legal Services.

NOW, BE IT RESOLVED by the Township Council of the Township of Cedar Grove, Essex County, New Jersey, that it does hereby appoint Surenian, Edwards & Nolan, LLC to serve as special legal counsel for affordable housing (COAH) commencing January 1, 2021 and terminating December 31, 2021; and

BE IT FURTHER RESOLVED that the appropriate Township officials be authorized to execute an agreement; and

BE IT FURTHER RESOLVED that notice of this agreement shall be published in the Verona-Cedar Grove Times as required by law.

Councilman Maceri 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

ABSENT: Mayor Peterson

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

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

Jodi Lejeuz; 35 Cedar Grove Pkwy. – Ms. Lejeuz inquired if the Township has ever considered the possibility of a recreation center. Ms. Lejeuz read the content of a petition that she had posted on Facebook that received support from over 200 residents for a Township recreation center for indoor sports. Ms. Lejeuz stated that the COVID pandemic has emphasized the need for such a center so that recreation programs are not reliant/dependent on the availability of Board of Education facilities. Deputy Mayor Tanella responded that during his tenure on the Council the issue of a community center has been raised and discussed several different times. Following further comments from Deputy Mayor Tanella and the Township Manager relevant to need, facility purpose/use, fiscal and logistical factors required to be considered in depth prior to making any decision to undertake such a project, there was consensus to discuss issue at next staff 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
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.

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

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

NO: None

ABSENT: Mayor Peterson

13. ADJOURNMENT

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

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

NO: None

ABSENT: Mayor Peterson

The meeting adjourned at 7:50 p.m.

PETER TANELLA DEPUTY MAYOR

ATTEST:

KATHLEEN R. STUTZ MUNICIPAL CLERK