

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

PUBLIC MEETING

MINUTES

FEBRUARY 12, 2018

1. ROLL CALL, INVOCATION AND FLAG SALUTE

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

Present: Councilmember Kumburis, Peterson, Mayor Tanella

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

Absent: Councilman Vargo, Deputy Mayor Cicala

The flag salute was led by Mayor Tanella.

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 28, 2017, filed with the Township Clerk, and posted on the public bulletin board in the Municipal Building Lobby in accordance with the Open Public Meeting Act.

2. APPROVAL OF MINUTES

- a) To consider approval of special public meeting minutes of December 18, 2017

Councilman Kumburis moved approval of the minutes as presented, seconded by Councilwoman Peterson, and passed by the following vote:

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- b) To consider approval of regular public meeting of January 8, 2018

Councilman Kumburis moved approval of the minutes as presented, seconded by Councilwoman Peterson, and passed by the following vote:

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

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

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, Mayor Tanella closed this portion of the meeting.

4. REPORTS OF TOWNSHIP OFFICIALS

a) Township Manager – The Manager reported sending correspondence to the Mayor of Newark concerning interest in selling Newark-owned property in Cedar Grove. Mr. Tucci cited the Municipal Engineer’s recommendation for award of bid for Fire Department Breathing System to the sole bidder, to which the governing body agreed. The Manager commented on the results of the Township’s first on-line auction of municipal vehicles/equipment via govdeals.com. Mr. Tucci advised that the Township realized \$78,280.43. The Manager provided the Historical Society’s Financial Summary for informational purposes.

b) Township Clerk – The Clerk noted a request from the CEO of Mountainside Medical Center to make a presentation to the governing body on the recent changes at Mountainside Hospital. There was consensus that the Clerk schedule the presentation for a staff meeting. The Clerk provided the Library Board’s request to the Mayor to remove a member for excessive absence, and fill the subsequent vacancy. The Clerk noted a letter of resignation from a Planning Board member and provided recent letters of interest from residents.

c) Township Attorney – The Township Attorney reported that state statutes prohibit the creation of a jitney service as previously discussed.

d) Other Reports

Councilmember Kumburis congratulated the Fire Department on installation of new officers and the Ambulance & Rescue Squad on its 80th anniversary and installation of new officers.

Mayor Tanella commented that he attended both the Fire Department and Ambulance & Rescue Squad installation dinners and commended both organizations for the dedication of their members to the residents of the Township.

Councilwoman Peterson noted an upcoming meeting of the NJ Assembly Committee on Oversight Reform and Federal Regulation regarding the legalization of marijuana and requested a letter be sent stating the governing body’s opposition to the legalization of marijuana and intended prohibition of sale/dispensaries in the Township, to which the governing body agreed. Councilwoman Peterson announced that the Municipal Alliance Committee is co-hosting a drug education forum with Verona Municipal Alliance on March 8 at the Robert O’Toole Community Center.

5. CONSENT AGENDA

a) To consider resolution concerning approval of raffle applications – Wayne Council of PTO’s

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Wayne Council of PTO’s
50 Nellis Dr.
Wayne NJ 07470

On-Premise 50/50 Raffle to be held
March 14, 2018 at 5:00 – 10:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

Wayne Council of PTO’s
50 Nellis Dr.
Wayne NJ 07470

On-Premise Merchandise Raffle to be held
March 14, 2018 at 5:00 – 10:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

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

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- b) To consider resolution concerning approval of raffle application – Susan G. Komen Found

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

WHEREAS, application for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Susan G. Komen Breast Cancer Found
44 Middle Ave. 2nd Fl.
Summit NJ 07901

On-Premise Merchandise Raffle to be held
March 16, 2018 at 7:00 – Midnight at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and the application has been reviewed by the Township Clerk and found acceptable.

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- c) To consider resolution concerning approval of raffle application – West Essex Foundation for Education Inc.

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

WHEREAS, application for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

West Essex Foundation for Education Inc.
65 West Greenbrook Rd.
North Caldwell NJ 07006

On-Premise Merchandise Raffle to be held
May 2, 2018 at 6:30 – 10:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and the application has been reviewed by the Township Clerk and found acceptable.

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- d) To consider resolution concerning approval of raffle application – St. Paraskevi Philoptochos of the St. George Greek Orthodox Church

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

St. Paraskevi Philoptochos of the
St. George Greek Orthodox Church
818 Valley Rd.
Clifton NJ 07013

Off-Premise Merchandise Raffle to be held
April 12, 2018 at 9:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

St. Paraskevi Philoptochos of the
St. George Greek Orthodox Church
818 Valley Rd.
Clifton NJ 07013

On-Premise Merchandise Raffle to be held
April 12, 2018 at 6:00 – 11:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

St. Paraskevi Philoptochos of the
St. George Greek Orthodox Church
818 Valley Rd.
Clifton NJ 07013

On-Premise 50/50 Raffle to be held
April 12, 2018 at 6:00 – 11:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

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

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- e) To consider resolution concerning approval of raffle application – DePaul Diocesan HS Parents Assn.

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

WHEREAS, application for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

DePaul Diocesan HS Parents Assn.
1512 Alps Road
Wayne NJ 07470

On-Premise 50/50 Raffle to be held
March 1, 2018 at 6:00 – 9:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and the application has been reviewed by the Township Clerk and found acceptable.

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- f) To consider resolution concerning approval of raffle application – Cedar Grove Elks

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

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

On-Premise 50/50 Raffle to be held
March 10, 2018 at 6:00 – 0:00 p.m. at
405 Bowden Rd., Cedar Grove NJ 07009

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

On-Premise 50/50 Raffle to be held
April 13, 2018 at 5:30 – 7:30 p.m. at
405 Bowden Rd., Cedar Grove NJ 07009

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

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- g) To consider resolution concerning approval of raffle application – Wizards Sports Club Inc.

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

WHEREAS, applications for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Wizards Sports Club Inc.
90 Overlook Rd.
Cedar Grove NJ 07009

Off-Premise Merchandise Raffle to be held
March 10, 2018 at 5:00 p.m. at
90 Rugby Rd., Cedar Grove NJ 07009

Wizards Sports Club Inc.
90 Overlook Rd.
Cedar Grove NJ 07009

On-Premise 50/50 Raffle to be held
March 10, 2018 at 5:00 – 7:00 p.m. at
90 Rugby Rd., Cedar Grove NJ 07009

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

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

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

- h) To consider resolution concerning approval of raffle application – Little Falls School #1 PTA

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

WHEREAS, application for raffle licenses have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Little Falls School #1 PTA
32 Stevens Ave.
Little Falls NJ 07424

On-Premise Merchandise Raffle to be held
March 15, 2018 at 8:00 – 10:00 p.m. at
691 Pompton Ave., Cedar Grove NJ 07009

WHEREAS, the fees have been paid, and the application has been reviewed by the Township Clerk and found acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Cedar Grove that it does hereby approve said application, subject to background check approval.

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

6. NEW BUSINESS

- a) To consider introduction of Pending Ordinance No. 18-822 Amending Chapter 60 of the Township Code entitled Downtown Advisory Committee

The ordinance was read by title only:

ORDINANCE NO. 18-822

An Ordinance of the Township of Cedar Grove, County of Essex, State of New Jersey Amending Ordinance No. 17-803 changing the Chapter Number for the Downtown Advisory Committee.

WHEREAS, Ordinance 17-803 created the Downtown Advisory Committee; and

WHEREAS, the Downtown Advisory Committee is designated as Chapter 60 in the Township Code; and

WHEREAS, the Township desires to amend the Chapter number for the Downtown Advisory Committee so that it is listed alphabetically in Township Code.

NOW THEREFORE BE IT ORDAINED that the Township hereby amends Ordinance 17-803 to designate the Downtown Advisory Committee as Chapter 21 in the Township Code.

The provisions of this Ordinance shall be applicable within Cedar Grove Township upon final adoption and shall become part of the Cedar Grove Township Code once completed and adopted.

Councilwoman Peterson moved that Pending Ordinance #18-822 be passed at first reading, published in the Verona-Cedar Grove Times as a pending ordinance with a public hearing of March 5, 2018, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilman Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

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

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

WHEREAS, the Tax Collector of the Township of Cedar Grove has determined that action is required as a result of 2013 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 2013 tax refunds be made with applicable statutory interest:

2013 Tax Reductions Granted by the Tax Court of New Jersey

<u>Block</u>	<u>Lot</u>	<u>Owner & Location</u>		<u>Tax Cancellations and Tax Refund</u>
110	129.01	Cedar Grove Board of Education	2013 Taxes	\$88,978.35
		520 Pompton Avenue	Interest	<u>20,033.59</u>
		Cedar Grove, NJ 07009	Total Refund	<u>\$109,011.94</u>

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

c) To consider resolution concerning Sustainable New Jersey grant application

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

Resolution of support for a Sustainable New Jersey grant application to study the feasibility of solar energy options on municipal property.

WHEREAS, the Township of Cedar Grove seeks to optimize the quality of life for its residents by ensuring that its environmental, economic and social objectives support the well-being of its residents, and

WHEREAS, the Township of Cedar Grove strives to save tax dollars, assure clean land, air and water to ensure a healthy working and living environment, and

WHEREAS, the Township of Cedar Grove is a bronze certified Sustainable New Jersey Program participant, and

WHEREAS, the Sustainable New Jersey Program supports participating municipalities by providing grants in support of sustainable initiatives/issues, and

WHEREAS, the Township Council of the Township of Cedar Grove supports an application to Sustainable New Jersey small grants program to perform a feasibility study on solar energy options on municipal properties within Cedar Grove,

NOW THEREFORE, BE IT RESOLVED, THAT the Governing Body of the Township of Cedar Grove does authorize the submission of a solar energy feasibility study to Sustainable New Jersey by the Township.

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

7. 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 \$8,066,829.35

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

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

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

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

Paul Burns; 2 Elm Drive – Mr. Burns requested an update on the proposed field on Board of Education property. The Manager advised that the Township does not have final plans as yet. There was further discussion regarding notification to residents and opportunity for public comment.

9. ADJOURNMENT

Councilwoman Peterson moved adjournment of the public council meeting, seconded by Councilman Kumburis, and passed by the following vote:

AYE: Councilmember Kumburis, Peterson, Mayor Tanella

NO: None

ABSENT: Councilman Vargo, Deputy Mayor Cicala

The meeting adjourned at 7:20 p.m.

PETER H. TANELLA MAYOR

ATTEST:

KATHLEEN R. STUTZ MUNICIPAL CLERK