

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

**PUBLIC MEETING**

**MINUTES**

**DECEMBER 4, 2017**

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

Mayor Tanella called the meeting to order at 7:20 p.m.

Present: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

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

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 29, 2016 and January 6, 2017 respectively, 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 regular public meeting minutes of November 6, 2017

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**3. PUBLIC HEARING**

- a) To consider adoption of Pending Ordinance #17-819 – 2018 Allowable Rent Increase

The ordinance was read by title only:

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

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

Deputy Mayor 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 Vargo, and passed by the following vote:

AYE: Councilmembers Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**4. AWARD OF BID**

- a) To consider resolution awarding bid for furnishing of equipment & personnel for snow removal

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, a sole bid was received for the furnishing of equipment and personnel for snow plowing and publicly opened and read by the Township Clerk on November 14, 2017 as follows:

<b>BIDDER</b>	<b>ITEM #1 TRUCK, PLOW &amp; OPERATOR</b>	<b>ITEM #2 TRUCK H/D PLOW &amp; OPERATOR</b>	<b>ITEM #3 TRUCK, S/SPREADER &amp; OPERATOR</b>	<b>ITEM #4 4-WHEEL DRIVE LOADER</b>	<b>ITEM #5 TANDEM DUMP TRUCK</b>
Sanzari Asphalt Woodland Park, NJ	\$195.00/hr	\$200.00/hr	\$165.00/hr	\$100.00/hr	\$100.00/hr.

**WHEREAS**, the Municipal Engineer, the Township Manager, have reviewed the bids and recommend that the award of bid be made to Sanzari Asphalt, Woodland Park, New Jersey.

**WHEREAS**, funds are available to satisfy our obligations under this contract in the 2017 Snow Removal Budget Account #0315-2800.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Cedar Grove that the award of bid be made to Sanzari Asphalt, Woodland Park, New Jersey.

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

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
 NO: None

- b) To consider resolution awarding bid for curbside collection and disposal of recycling materials

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 Curbside Pick up and Disposal of Recycling Materials and were publicly opened by the Township Clerk on September 23, 2014 as follows:

**BIDDER****BASE BID****ALTERNATE 1**

F. Basso, Jr. Rubbish Removal, Inc.

**3 Zone P/U**

\$ 399,900.

**1 Day P/U**

\$ 399,900.

**WHEREAS**, the Municipal Engineer and Township Attorney have reviewed the bids submitted, and recommend awarding the bid to F. Basso, Jr. Rubbish Removal, Inc. of Irvington, New Jersey, the sole responsible bidder, in the amount of \$399,900.00 for a three year contract period for the base bid (3 zone pick up); and

**WHEREAS**, the funds are available to satisfy our obligations under this contract through the 2018 Solid Waste Collection District Budget - Contractual Services.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Cedar Grove, that the award of bid be made to F. Basso, Jr. Rubbish Removal, Inc. of Irvington, New Jersey.

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

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**5. 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.

**6. REPORTS OF TOWNSHIP OFFICIALS**

a) Township Manager – The Manager provided a memo regarding the historical background of COAH and suggested further discussion at the next staff meeting, to which the governing body agreed. Mr. Tucci also noted the Finance Director’s recommendation regarding a water/sewer bill adjustment request. There was consensus to concur with the Finance Director’s recommendation that no adjustment be made. The Manager provided the Municipal Engineer’s recommendation for award of bid for reconstruction of Cedar Steet. There was consensus to concur with the recommendation for award subject to review by the Township Attorney.

b) Township Clerk – No report

- c) Township Attorney – Attorney Zielinski requested an executive session to discuss litigation matter regarding Coptic Church
- d) Other Reports

Councilman Kumburis reported that he attended the recent Peckman River Flood Control Board meeting with Army Corp. of Engineers regarding proposed flood wall.

Deputy Mayor Cicala supported the Downtown Advisory Committee’s project proposal of placing artists’ banners along Pompton Ave. subject to parameters established by the Township Council. There was consensus from the governing body for the Downtown Advisory Committee to proceed with project subject to input from the governing body.

At the request of Councilman Vargo, Dave Fletcher, 29 The Glen, Downtown Advisory Committee member discussed the concept of “branding” of the Township and the recent trestle artwork rendering.

Councilwoman Peterson reported that the “Panther Den” event held at the Library prior to the tree lighting ceremony received positive feedback from the attending teens. Councilwoman Peterson announced a Winter Wonderland movie event is scheduled for December 15<sup>th</sup> at Morgan’s Farm.

**7. CONSENT AGENDA**

- a) To consider resolution concerning re-appointment of Township Officials

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 it does hereby reappoint the following Township officials, commencing January 1, 2018:

- |    |                   |                            |
|----|-------------------|----------------------------|
| 1. | Joshua Zielinski  | Township Attorney          |
| 2. | Robert J. Candido | Township Prosecutor        |
| 3. | Peter D. Russo    | Public Defender            |
| 4. | Theresa Platvoet  | Court Administrator        |
| 5. | Courtney Demarest | Deputy Court Administrator |

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

- (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 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, JOSHUA ZIELINSKI** 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 **JOSHUA ZIELINSKI** of the firm O'Toole Scrivo Fernandez Weiner Van Lieu, LLC to serve as the Township Attorney commencing January 1, 2018 through December 31, 2018; 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

(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, 2018 through December 31, 2018; 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

## (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, 2018 through December 31, 2018; 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

## (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, 2018 and terminating December 31, 2018.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

## (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, 2018 and terminating December 31, 2018.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

b) 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 2018.

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

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

c) 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 November 2, 2017; as follows

Gibbons, P.C.  
Walters, McPherson, McNeill

Newark, NJ  
Secaucus, 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 2018 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

- d) 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 2018:

Commissioner – Thomas J. Tucci, Jr., Township Manager  
Alternate – William M. Homa, Chief Finance Officer

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

- e) 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, is hereby appointed to serve as Cedar Grove's representative to the Community Development Block Grant Committee for 2018:



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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

f) 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

g) 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**, 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

On-Premise Merchandise Raffle to be held  
March 9, 2018 at 6:00 – 10:00 p.m. 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 Cicala moved adoption of the resolution, seconded by Councilman Vargo, and passed by the following vote:

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**8. NEW BUSINESS**

a) To consider resolution concerning 2018 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 2018;

**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 8	June 4
February 5	September 10
March 5	October 1
April 2	November 5
May 7	December 3*

\*Immediately following 7:00 PM Annual Tree Lighting

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

January 22	June 18
February 12	September 24
March 19	October 15
April 16	November 19
May 21	December 17

**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:

<b>TYPE OF MEETING</b>	<b>DATE</b>
Regular	July 16
Regular	August 13

**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 Monday, July 2<sup>nd</sup> 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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
NO: None

b) To consider resolution designating official newspapers of the Township for 2018

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 2018.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
NO: None

c) To consider resolution concerning support of goals of Paris Climate Accord

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

**WHEREAS**, consensus exists among the world's leading climate scientists that climate change caused by emissions of greenhouse gases from human activities is among the most significant problems facing the world today; and

**WHEREAS**, documented impacts of climate change include but are not limited to increased occurrences of extreme weather events and adverse impacts on ecosystems, and

**WHEREAS**, the Township of Cedar Grove, New Jersey is committed to its future generations of residents as demonstrated by its great schools and continuous improvement to the Township and its facilities and infrastructure; and

**WHEREAS**, responding to climate change provides communities an opportunity to access first mover advantages in the range of products, services, and know-how that transitioning to a climate-compatible future brings, and

**WHEREAS**, the Paris Climate Accord (also known as the Paris Agreement) resulted in a commitment from almost every nation in the world to take action and enact programs to limit the global temperature increase to less than 2 degrees Celsius, with an expectation that this goal would be reduced to 1.5 degrees Celsius in the future.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Cedar Grove that the Township of Cedar Grove:

1. Joins other US cities in the Climate Mayors network (<http://climatemayors.org>) in adopting and supporting the goals of the Paris Climate Accord; and
2. Commits to exploring policies and programs that promote the long-term goal of greenhouse gas emissions reduction, while maximizing economic and social co-benefits of such action for the Township; and
3. Sign the open letter available at [www.wearestillin.com](http://www.wearestillin.com)

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to President Donald Trump, Senator Bob Menendez, Senator Cory Booker, Congressman Rodney Frelinghuysen, Governor Chris Christie, State Senator Kristen Corrado, Assemblyman Kevin J. Rooney, Assemblyman David C. Russo, Municipalities in Essex County, and the League of Municipalities.

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

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

NO: Councilman Kumburis

- d) To consider resolution concerning 2017 Fire Dept. stipends

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:

**WHEREAS**, the Township Council of the Township of Cedar Grove shall establish the following 2017 fee schedule for stipends and mileage allowance for volunteer firemen of the Township of Cedar Grove:

Fire Chief	\$1,632.00
Deputy Fire Chief	\$ 1,020.00
Fire Captains	\$ 510.00
Fire Lieutenants	\$ 383.00
Fire Chiefs Secretary	\$ 918.00
Fire Prevention Bureau Dir.	\$ 714.00
Fire Inspector	\$ 306.00
Fire Prev. Bureau Secretary	\$ 306.00
Fire Dept. Secretary	\$ 179.00
Fire Relief Secretary	\$ 383.00
NFIR Secretary	\$ 408.00
Public Relations Info Officer	\$ 306.00
Clothing Allowance	\$ 889.00

Fire Prevention Bureau Mileage	\$ 97.00
IT Support	\$ 224.00
Respirator Protection Officer	\$ 306.00
Drivers/SCBA	\$ 154.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Cedar Grove, that 2017 fee schedule for stipends and mileage allowance for Volunteer Firemen be hereby established.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
 NO: None

- e) 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 2017 Municipal Budget be approved:

**CURRENT FUND MUNICIPAL BUDGET**

To:	
Township Manager’s Office:	
Salaries and Wages	\$ 3,426.00
Township Clerk’s Office:	
Salaries and Wages	2,415.00
Treasurer-Controller’s Office:	
Salaries and Wages	2,926.00
Other Expenses	1,500.00
Assessment of Taxes:	
Salaries and Wages	1,542.00
Collection of Taxes:	
Salaries and Wages	1,750.00
Planning Board:	
Salaries and Wages	1,521.00
Zoning Board of Adjustment:	
Salaries and Wages	1,521.00
Public Defender:	
Other Expenses	2,580.00
Board of Health:	
Salaries and Wages	906.00
Building Inspector:	

Salaries and Wages	2,533.00
Plumbing Inspector:	
Salaries and Wages	1,800.00
Electrical Inspector:	
Salaries and Wages	750.00
Parks and Playgrounds:	
Salaries and Wages	1,660.00
Recreation:	
Salaries and Wages	1,311.00
Engineering Services and Costs:	
Salaries and Wages	<u>160.00</u>
	<u>\$28,301.00</u>

From:	
Operating:	
Salary and Wage Personnel Adjustment Program	<u>\$28,301.00</u>

**WATER OPERATING FUND BUDGET**

To:	
Operating:	
Salaries and Wages	<u>\$11,951.00</u>

From:	
Operating:	
Salary Adjustment Program	<u>\$11,951.00</u>

**SEWER OPERATING FUND BUDGET**

To:	
Operating:	
Salaries and Wages	<u>\$13,198.00</u>

From:	
Operating:	
Salary Adjustment Program	<u>\$13,198.00</u>

**SWIM POOL OPERATING FUND BUDGET**

To:	
Operating:	
Salaries and Wages	<u>\$3,646.00</u>

From:	
Operating:	
Salary Adjustment Program	<u>\$3,646.00</u>

**SOLID WASTE COLLECTION DISTRICT BUDGET**

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

From:  
 Operating:  
     Disposal Fees \$55,000.00

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
 NO: None

f) 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:

**CURRENT FUND**

<u>Check Number</u>	<u>Date</u>	<u>Amount</u>
56954	3-21-16	\$ 80.00
57200	4-18-16	25.00
57360	5-16-16	116.23
58364	10-17-16	2,342.74
58804	12-6-16	<u>880.00</u>
		<u>\$3,443.97</u>

**PAYROLL ACCOUNT**

<u>Check Number</u>	<u>Date</u>	<u>Amount</u>
11859	7-22-16	\$200.88
11865	7-22-16	240.65
11960	8-5-16	29.80
12100	8-19-16	93.00
12104	8-19-16	39.51
12150	9-2-16	<u>117.92</u>
		<u>\$721.76</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.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella  
 NO: None

g) 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**  
**\$50.00 and Under**

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>ADDRESS</u></b>	<b><u>AMOUNT</u></b>
15	8	34 Beverly Road	.56
50	51	21 Devonshire Road South	.08
103	43	287 Fairview Avenue	.10
104	22	34 Winding Way	.25
123	11	17 Eastwood Place	.03
130	224	61 Briar Hill Road	6.00
171	24	97 Young Avenue	5.00
174	21	95 Sunrise Terrace	.17
190	28	122 Brunswick Road	.01
195	18 Co027	904-A2 Pompton Avenue	.01
201	59	28 Personette Street	.56
261	51 Co078	6 Lenape Trail	3.00
303	13	4 Carlson Parkway	.10
		Total	<u>\$15.87</u>

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**9. APPROVAL OF BILLS**

The Bill Resolution was read by title and amount as follows:

BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that the attached summary of bills having been duly audited and found correct be and they are thereby ordered paid and that warrants be drawn on the Treasurer in the aggregate amount of \$501,385.88



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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

## 10. CONTRACTS & AGREEMENTS

- a) To consider resolution authorizing execution of inter-local agreement for Animal Control Services

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

### **AUTHORIZING AN AGREEMENT WITH THE TOWNSHIP OF WAYNE FOR ANIMAL CONTROL SERVICES**

**WHEREAS**, the Township of Cedar Grove wishes to retain the services of Wayne's animal control officer, and Wayne agrees to provide animal control services; and

**WHEREAS**, Wayne shall make the services of an animal control officer available to the Township of Cedar Grove, for a ten-year period, commencing January 1, 2018, and the Township of Cedar Grove shall pay to the Township of Wayne the sum of \$29,316.00 in equal bi-monthly installments for the initial twelve (12) month term, with subsequent annual increases as set forth in the agreement; and

**WHEREAS**, the Township of Wayne and the Township of Cedar Grove want to enter into an Agreement setting forth the terms and conditions of the Animal Control Services.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Cedar Grove that the Mayor and Township Clerk are hereby authorized to execute an Agreement with the Township of Wayne for the Township of Wayne to provide Animal Control Services, a copy of said Agreement being on file in the office of the Township Clerk and hereby approved.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

- b) To consider resolution concerning award of contract for professional services – Jeffrey R. Surenian & Associates

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 special legal counsel for affordable housing for the Township of Cedar Grove, and funds are available for this purposes; and

**WHEREAS**, the Township of Cedar Grove desires to enter into an agreement with Jeffrey R. Surenian and Associates, LLC in conjunction with a specific legal matter concerning affordable housing; and

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

**WHEREAS**, fees for said services shall be paid on an hourly rate basis ranging from \$70.00-\$185.00 per hour in accordance with said agreement; and

**WHEREAS**, funds are available in the 2018 municipal budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Cedar Grove that it does hereby appoint Jeffrey R. Surenian and Associates, LLC to serve as special legal counsel commencing January 1, 2018 and terminating December 31, 2018; and

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

**BE IT FURTHER RESOLVED** that notice of this agreement shall be published in accordance with law.

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

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

Mayor Tanella opened this portion of the meeting to anyone wishing to be heard. There being no one present wishing to be heard, Mayor Tanella closed this portion of the meeting.

**AUTHORIZATION TO GO INTO EXECUTIVE SESSION**

**WHEREAS**, Section 8 of the Open Public Meetings' Act (N.J.S.A.10:4-12 (b) (1-9) permits the exclusion of the public from a Meeting of the Mayor and Council in certain circumstances; and

**WHEREAS**, the Mayor and Council of the Township of Cedar Grove are of the opinion that such circumstances exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Cedar Grove, County of Essex, State of New Jersey that:

1. The public shall be excluded from discussion of any action on the Executive Session of the Meeting of the Mayor and Council of December 4, 2017.
2. The general nature of the subject matters to be discussed is litigation matter regarding Coptic Church.
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 Vargo moved adoption of the resolution, seconded by Deputy Mayor Cicala, and passed by the following vote:

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

**12. ADJOURNMENT**

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

AYE: Councilmember Kumburis, Peterson, Vargo, Deputy Mayor Cicala, Mayor Tanella

NO: None

The meeting adjourned at 8:00 p.m.

\_\_\_\_\_  
PETER H. TANELLA      MAYOR

ATTEST:

\_\_\_\_\_  
KATHLEEN R. STUTZ      MUNICIPAL CLERK