

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

COUNCIL STAFF MEETING

MINUTES

DECEMBER 17, 2018

IMMEDIATELY FOLLOWING 7:00 P.M. SPECIAL PUBLIC MEETING

1. ROLL CALL – OPEN PUBLIC MEETING STATEMENT BY MAYOR

Mayor Cicala called the meeting to order at 7:20 p.m. and 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, filed with the Township Clerk, and posted on the public bulletin board in the Municipal Building's lobby in accordance with the Open Public Meetings Act.

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

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

Absent: Councilman Tanella

2. APPROVAL OF MINUTES

a) Staff Meeting – November 19, 2018

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

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

NO: None

ABSENT: Councilman Tanella

3. TOWNSHIP MANAGER – The Township Manager reported receipt of a thank you letter from the Historical Society for the new signs at Morgan's Farm.

4. TOWNSHIP ATTORNEY –No report

5. TOWNSHIP CLERK – No report

6. COUNCIL REPORTS

Mayor Cicala advised that he had attended a recent Republican Committee meeting at which he received their Mayor of the Year award.

Deputy Mayor Vargo noted concern regarding traffic impact on Myrtle Ave. from the Hilltop development on Fairview Ave. The Manager stated that he will request review by the Traffic Safety Officer. Deputy Mayor Vargo suggested that the Township consider potential need for a recreation center.

Councilman Kumburis commented on Peckman River soil erosion at the edge of St. Vincent Nursing Home property.

7. CONSENT AGENDA

- a) To consider resolution concerning re-appointment of Planning 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, County of Essex, New Jersey, that Thomas Borkowski be re-appointed as a member of the Planning Board for a four-year term, effective January 1, 2019 and terminating December 31, 2023.

BE IT FURTHER RESOLVED that Richard Hamilton be re-appointed as the Class II member of the Planning Board for a one-year term, effective January 1, 2019 and terminating December 31, 2019.

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

AYE: Councilmember Kumburis, Peterson, Mayor Cicala

NO: None

ABSTAIN: Deputy Mayor Vargo

ABSENT: Councilman Tanella

- b) To consider resolution concerning re-appointment of Advisory Health Council 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, County of Essex, New Jersey, that Chris Lee, Dianne Nicolette, and Raymond Testa be re-appointed as a member of the Advisory Health Council for three-year terms, effective January 1, 2019 and terminating December 31, 2021

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

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

NO: None

ABSENT: Councilman Tanella

- c) To consider resolution concerning re-appointment of Downtown Advisory Committee 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, County of Essex, New Jersey, that Gregg Boniello, and Dave Fletcher be re-appointed as a member of the Downtown Advisory Committee for three-year terms, effective January 1, 2019 and terminating December 31, 2021.

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

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

NO: None

ABSENT: Councilman Tanella

d) To consider resolution concerning re-appointment of Environmental Commission 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, County of Essex, New Jersey, that Hetal Mistry be re-appointed as a member of the Environmental Commission for a three-year term effective January 1, 2019 and terminating December 31, 2021.

BE IT FURTHER RESOLVED that Harry Kumburis be re-appointed as the Councilmember and Ann C. Mega be re-appointed as the Planning Board member to the Environmental Commission for a three-year term effective January 1, 2019 and terminating December 31, 2021.

BE IT FURTHER RESOLVED that Alex Conte be re-appointed as the Alt. 2 member to the Environmental Commission for a two-year term effective January 1, 2019 and terminating December 31, 2020.

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

AYE: Councilmember Kumburis, Peterson, Mayor Cicala

NO: None

ABSTAIN: Deputy Mayor Vargo

ABSENT: Councilman Tanella

e) To consider resolution concerning re-appointment of Municipal Alliance Committee 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, County of Essex, New Jersey, that Tara Brolly and Amy Tufaro be re-appointed as members of the Alliance for Substance Abuse Prevention Committee for a three-year term, effective January 1, 2019 and terminating December 31, 2021.

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

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

NO: None

ABSENT: Councilman Tanella

- f) To consider resolution concerning reappointment of Recreation Advisory 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, County of Essex, New Jersey, that Lou Marzullo be re-appointed as a member of the Recreation Advisory Board for three-year terms, effective January 1, 2019 and terminating December 31, 2021.

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

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

NO: None

ABSENT: Councilman Tanella

- 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 licenses have been received from:

APPLICANTS

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

EVENTS, DATES TIMES & PLACE

On-Premise Merchandise Raffle to be held
March 15, 2019 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 Vargo moved adoption of the resolution, seconded by Councilwoman Peterson, and passed by the following vote:

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

NO: None

ABSENT: Councilman Tanella

- h) To consider resolution concerning approval of raffle application – Parents Assoc. of Montclair Kimberly Academy

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

WHEREAS, applications for raffle license have been received from:

APPLICANTS

EVENTS, DATES TIMES & PLACE

Parents Assoc. of
 Monclair Kimberly Academy
 201 Valley Rd.
 Montclair, NJ 07042

Off-Premise 50/50 Raffle to be held on
 April 12, 2019 at 10:00 pm at
 691 Pompton Ave.
 Cedar Grove, NJ 07009

Parents Assoc. of
 Montclair Kimberly Academy
 201 Valley Rd.
 Montclair, NJ 07042

On-Premise Merchandise Raffle to be held on
 April 12, 2019 at 6:30 – 11:30 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.

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

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

NO: None

ABSENT: Councilman Tanella

- i) To consider resolution concerning renewal of Amusement Business Licenses for 2019

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 2019:

APPLICANT	TRADE NAME	LICENSE FOR
Pompton Restaurant Assoc.	Il Tulipano	Night Club
Second Gen Catering Co., Inc.	The Grove	Night Club
Edward Fitzpatrick, Inc.	The Grasshopper	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.

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

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

NO: None

ABSENT: Councilman Tanella

- j) To consider resolution concerning renewal of Amusement Device Licenses for 2019

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 2019:

APPLICANT	LICENSE FOR
Cedar Grove Elks #2237 Edward Fitzpatrick, Inc.	Juke Box 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.

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

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

NO: None

ABSENT: Councilman Tanella

- k) To consider resolution concerning renewal of Limousine License for 2019

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

WHEREAS, application for limousine license for 2019 has been received from:

APPLICANT

Dan Arnautu
28 Haller Dr.
Cedar Grove, NJ 07009

TRADE NAME

S-Class Service, Inc.

WHEREAS, a satisfactory investigation has been conducted by the Police Chief.

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

BE IT FURTHER RESOLVED that the Township Clerk be directed to renew said limousine license for the above named applicant.

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

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

NO: None

ABSENT: Councilman Tanella

8. NEW BUSINESS

- a) To consider resolution concerning 2019 CDBG application submission

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

WHEREAS, the Township Council hereby authorizes the Township Manager and the Township Engineer to submit applications for funding under the 2019 Community Development Block Grant Program to the Essex County Division of Housing and Community Development; and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove, as required by the Essex County Division of Housing and Community Development that projects for which applications will be submitted are approved in the following priority order:

1. ADA Accessible Ramps at Various Roadway Intersections

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Essex County Division of Housing and Community Development.

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

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

NO: None

ABSENT: Councilman Tanella

- b) To consider resolution concerning purchase from National Joint Powers Alliance

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

WHEREAS, the Township of Cedar Grove utilizes the National Joint Powers Alliance (NJPA) for the purchase of a Tree Wood Chipper, parts and accessories at the Cedar Grove Department of Public Works; and

WHEREAS, the contract amount for the purchase of a Tree Wood Chipper, parts and accessories at the Cedar Grove Department of Public Works will not exceed \$40,000.00; and

WHEREAS, the funds are available to satisfy our obligations under this contract through Bond Ordinance No. 18-826.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Cedar Grove authorizes the Township of Cedar Grove to purchase from the National Joint Powers Alliance the purchase of a Tree Wood Chipper, parts and accessories for the Cedar Grove Department of Public Works from Northeastern Arborist Supply for an amount not to exceed \$40,000.00.

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

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

NO: None

ABSENT: Councilman Tanella

- c) 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 - 2018 tax reductions granted by the Tax Court of New Jersey;

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the tax cancellations, which are set forth along with the name and address of the taxpayer.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Cedar Grove that the required tax cancellations and refunds be made:

2013 - 2018 Tax Reductions Granted by the Tax Court of New Jersey

<u>Block</u>	<u>Lot</u>	<u>Owner & Location</u>	<u>Year</u>	<u>Tax Cancellations and Tax Refund</u>
340	141	Delo Properties, LLC	2013	\$13,577.25
		1384 Pompton Avenue	2014	10,880.10
		Cedar Grove, NJ 07009	2015	9,985.80
			2016	7,924.65
			2017	6,991.50
			2018	<u>7,068.20</u>
				<u>\$56,427.50</u>

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

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

NO: None

ABSENT: Councilman Tanella

- d) To consider resolution concerning Global Boycott, Divestment and Sanctions Movement

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

**RESOLUTION CONDEMNING ALL EFFORTS TO DELEGITIMIZE THE
STATE OF ISRAEL AND THE GLOBAL MOVEMENT TO BOYCOTT,
DIVEST FROM AND SANCTIO THE PEOPLE OF ISRAEL**

WHEREAS, the Global Boycott, Divestment and Sanctions Movement (BDS) is a campaign seeking to exclude the Israeli people from the economic, cultural, and academic life of humanity; and

WHEREAS, this movement targets not just the Israeli government but Israeli academic, cultural, and civil society institutions, as well as individual Israeli citizens of all political persuasions, and in some cases even Jews of other nationalities who support Israel; and

WHEREAS, the Global BDS Movement targets Israel and only Israel, while ignoring the world's myriad despotic regimes; and

WHEREAS, Israel is far and away the most democratic and open society in the Middle East, with well-established rights for religious minorities, women, and all citizens that far exceeds those of any other nation in the region; and

WHEREAS, the Global BDS Movement does not recognize the right of the Jewish people to national self-determination; and

WHEREAS, some of the BDS Movement's supporters and leaders have trafficked in unacceptable anti-Semitic rhetoric, including comparison of Israeli policy to that of Nazi Germany; and

WHEREAS, university-based BDS efforts violate the core goals of the university and global cultural development, which thrive on a free and open exchange and debate; and

WHEREAS, bot Israelis and Palestinians have the right to live in safe and secure states, free from fear; and

WHEREAS, both Israelis and Palestinians have the right to live in safe and secure states, free from fear and violence, with mutual recognition; and

WHEREAS, the Global BDS Movement does not support the two-state solution, a goal which can only be reached through direct negotiations between Israel and the Palestinians; and

WHEREAS, Israel is an ally of the United States and has a long-standing relationship with the City of New York; and

WHEREAS, our local region has the largest population of Jewish residents in the nation and is home to the largest Jewish community outside of Israel.

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Cedar Grove condemns all efforts to delegitimize the State of Israel and the global movement to boycott, divest from, and sanction its government and people.

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

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

NO: None

ABSENT: Councilman Tanella

- e) To consider resolution concerning 2019 Police Dept. 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 2019, which shall become effective January 1, 2019 for officers of the Cedar Grove Police Department covered under Section One of the Salary Ordinance.

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

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

NO: None

ABSENT: Councilman Tanella

f) To consider resolution concerning 2019 DPW 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 15-786, 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 2019 for the employees covered under Section One of the Salary Ordinance, represented by the Township of Cedar Grove Employees' Association.

REPRESENTED EMPLOYEES

<u>GRADE</u>	<u>JOB CLASSIFICATIONS</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
3	Maintenance Worker	\$34,591.	\$57,958.
4	Equipment Operator	40,000.	60,449.
5	Sewer Plant Operator	42,000.	62,614
6	Mechanic Auto/Sewer/Water	45,000.	72,847.
7	Engineering Aide	47,000.	73,248.
8	Parks/Grounds Department Foreman Road Department Foreman Water Department Foreman Sewer Department Foreman Senior Engineering Aide Automotive Foreman	57,246.	89,451.
9	Superintendent	81,906.	106,214.

<u>EMPLOYEE</u>	<u>SALARY</u>	<u>GRADE</u>	<u>JOB TITLE</u>
Bahaw, Robbie	\$40,191.	3	Maint. Worker
Calabrese, Eugene	53,459.	3	Maint. Worker
King, Timothy	57,794.	3	Maint. Worker
McElroy, Michael	49,582.	3	Maint. Worker
Mesce, Robert	54,927.	3	Maint. Worker
Smolls, Donald	39,918.	3	Maint. Worker
Struck, Thomas	54,886.	3	Maint. Worker
Hunter, William	58,633.	4	Equip. Operator
Webb, David	58,633.	4	Equip. Operator
Lavin, James	58,895.	5	Sewer Plant Operator
Cuccinello, Adrian	59,307.	5	Sewer Plant Operator
Gialanella, Michael	62,295.	6	Water Mechanic
Hopper, Andrew	59,918.	6	Sewer Mechanic
Donovan, Dan	66,636.	7	Engineering Aide
Resciniti, Thomas	\$70,437.	8	Road Foreman
Bailey, Jeffrey	64,046.	8	Parks Foreman
Jorn, Michael	89,033.	8	Water Dept. Foreman
Locascio, Joseph	81,981.	8	Senior Engineering Aide
DiGeronimo, Peter	78,447.	8	Automotive Foreman
Grasso, Michael	95,000.	9	Superintendent/Licensed Water/Sewer Operator
Vitiello, Jerry	96,509.	9	Superintendent

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

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

NO: None

ABSENT: Councilman Tanella

9. APPROVAL OF BILLS

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

BE IT RESOLVED by the Township Council of the Township of Cedar Grove, County of Essex, New Jersey, that the attached summary of bills having been duly audited and found correct be and

they are thereby ordered paid and that warrants be drawn on the Treasurer in the aggregate amount of \$ 2,894,633.59.

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

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

NO: None

ABSENT: Councilman Tanella

10. PUBLIC COMMENT

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

11. ADJOURNMENT

There being nothing further to discuss, the staff council meeting adjourned at 7:50 p.m. by acclaim.