

Minutes of a Regular Meeting of the Verona Township Council on Monday, September 9, 2019 beginning at 7:00 p.m. in the Municipal Building, 600 Bloomfield Avenue, Verona, New Jersey.

Call to Order:

Municipal Clerk reads notice of Open Public Meetings law. The notice requirements of the Open Public Meetings Act have been satisfied with respect to this meeting; specifically, the time, date and location were included in the annual notice of meetings adopted by the governing body, posted in the Municipal Building, and sent to the official newspapers of the Township, the Verona Cedar Grove Times and the Star Ledger. Additionally, the agenda for this meeting was posted in the Municipal Building and sent to the two newspapers before 4:30 p.m. on the Friday preceding this meeting.

Roll Call:

Mayor Jack McEvoy, Deputy Mayor Alex Roman, Councilman Kevin Ryan; Councilman Ted Giblin and Councilwoman Christine McGrath. Township Attorney Brian Aloia, Township Manager Matthew Cavallo and Municipal Clerk Jennifer Kiernan are also present.

Mayor's Report:

Mayor McEvoy calls for the pledge of allegiance.

Mr. McEvoy invites Essex County Liaison Julius Coltre to the lectern. Mr. Coltre invites the public to the County's 9/11 Ceremony at 8am in Eagle Rock Reservation. He reports on the upcoming autumn events.

Councilwoman McGrath reports to Mr. Coltre that there is a water drainage problem on the south side of Verona Park. Deputy Mayor Roman reminds Mr. Coltre to request the County address the potholes on Pompton Avenue between Bloomfield and Claremont Avenues.

Mayor McEvoy reports that the County will hold a Hazardous Waste Collection on October 5, and an Electronic Recycling Day on October 19. He reminds the public of Restaurant Week and that the 9/11 Ceremony will begin at 8:45 in the Civic Center. He thanks the police and fire departments, rescue squad and public works for their efforts in making this year's UNICO Labor Day Run a success.

Manager's Report:

Mr. Cavallo invites Eric Nemeth and Maria Makos from the New Jersey Joint Intergovernmental Insurance Fund to the lectern. They present the Township with a safety award and a check in the amount of \$1,250.00

Mr. Cavallo reports that in light of the ongoing issues with the City of Newark's water, the Township of Verona reminds residents that our water continues to be safe. The Township of Verona does not now and has never received water from the City of Newark. Verona's water is a combination of water produced from our own wells and water purchased from the Passaic Valley Water Commission. The Township of Verona Water Utility routinely tests and monitors the drinking water and it is compliant with all applicable state and federal standards. Our Water Quality Reports (past and current) are available online at www.VeronaNJ.org and printed copies are available upon request. Lead is not an issue in the treated water produced by the Township of Verona's wells or in the water we purchase from the Passaic Valley Water Commission. Lead is also not an issue in the water mains in the Township's distribution system.

Cat licenses expire on September 30. Forms are available on the Verona website.

In regards to the reconstruction of Park Avenue, South Prospect Street and Harrison Street, concrete work is currently underway for this project. Paving is underway.

The six new STOP signs have been installed on/near Elmwood Road.

The STOP sign studies have been completed for the Forest Avenue corridor. They are currently

being reviewed in Engineering and the Police Department.

The solicitation of bids for lease extensions on the Linn Drive Tower closed on August 13. Four bids were received from our current tenants (Verizon, AT&T, T-Mobile and Sprint) for \$40,000 annually. The bids have been reviewed by our Consultant. A resolution accepting the bids is on the agenda for Monday. Ordinances authorizing the leases will be presented for Introduction once the bid exceptions are finalized.

Mr. Cavallo encourages the public to join the Neighborhood Traffic & Safety Committee for a discussion on the Need for Speed on September 17 at 7:30 p.m. at the Community Center.

The new Library Director Claudine Pascale hired to replace Cheryl Ashley has started her tenure here in Verona. Everyone is encouraged to stop in and meet Claudine when you are around the Library.

The Township is in the process of Rebranding Verona Recreation. A new logo has been introduced on fall flyers. We are also working on getting Recreation Department events added to the Recreation Calendar on the website.

Verona Restaurant Week 2019 is being held September 15-19. More information is available on the Verona website. Flyers are available at Town Hall as well.

New submission deadlines have been implemented by the Verona Cedar Grove Times. The deadlines are now Mondays – noon. Therefore, the Township is limited in publishing legal ads in that newspaper. Going forward, all necessary publications will be published in the Star Ledger. The Township is also creating a Public Notice section of its website.

Councilmember Reports:

Deputy Mayor Roman comments that the last concert of the Summer Concert Series was a great show. He thanks Building and Grounds for their efforts. He reminds the public that OLL will hold Oktoberfest on September 28, Kinderfest on the 27th.

Councilman Ryan reports the Shade Tree Commission has undertaken a new Forestry Management Plan. He also reports the Verona Rescue Squad will hold their 2nd annual Tricky Tray on September 24 at 6pm in the Community Center.

Councilman Giblin reports the Sports Swap was very successful. He also reports he attended last Friday's Eagles fundraiser at the Ringside Pub.

Councilwoman McGrath thanks UNICO for hosting a great race. She congratulates both Mayor McEvoy and Township Attorney Brian Aloia on their finishes. She also thanks the Junior Woman's Club for compiling 100 backpacks for students in need. She also reports that she met with Director of Community Services and Township Manager on Recreation and is looking to survey residents on their experience with recreation programs. Ms. McGrath also asks the Township Manager about the Township's cybersecurity for its network. The Township Manager states the IT Department actively monitors the network and has implemented several layers of backups and he is confident that the Township has significant protection.

ORDINANCE NO. 2019-21

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF VERONA, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$499,235 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The Municipal Clerk reads Ordinance No. 2019-21 by title into record.

Public Hearing: None

Motion to adopt Ordinance No. 2019-21 is moved by Mayor McEvoy; seconded by Councilman Ryan.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-21 is adopted 5-0 and will be published according to law.

ORDINANCE NO. 2019-22

**BOND ORDINANCE PROVIDING FOR LINN DRIVE RECONSTRUCTION
IN AND BY THE TOWNSHIP OF VERONA, IN THE COUNTY OF ESSEX,
NEW JERSEY, APPROPRIATING \$385,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$366,500 BONDS OR NOTES OF THE
TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

The Municipal Clerk reads Ordinance No. 2019-22 by title into record.

Public Hearing: None

Motion to adopt Ordinance No. 2019-22 is moved by Councilman Ryan; seconded by Deputy Mayor Roman.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-22 is adopted 5-0 and will be published according to law.

ORDINANCE NO. 2019-23

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF
VERONA CHAPTER 4 (ADMINISTRATION OF GOVERNMENT) BY
AMENDING CERTAIN SECTIONS**

The Municipal Clerk reads Ordinance No. 2019-23 by title into record.

Public Hearing: None

Motion to adopt Ordinance No. 2019-23 is moved by Councilwoman McGrath; seconded by Councilman Giblin.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-24 is adopted 5-0 and will be published according to law.

ORDINANCE NO. 2019-24

**AN ORDINANCE TO AMENDING CHAPTER 104 (PEDDLERS AND SOLICITORS) OF
THE CODE OF THE TOWNSHIP OF VERONA**

The Municipal Clerk reads Ordinance No. 2019-24 by title into record.

Public Hearing: None

Motion to adopt Ordinance No. 2019-24 is moved by Deputy Mayor Roman; seconded by Councilman Ryan.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-24 is adopted 5-0 and will be published according to law.

ORDINANCE No. 2019-25

**AMENDING CHAPTER A175 "FEES" THE CODE OF THE TOWNSHIP OF
VERONA BY AMENDING CERTAIN SECTIONS THEREOF**

The Municipal Clerk reads Ordinance No. 2019-25 by title into record.

Public Hearing: None

Motion to adopt Ordinance No. 2019-25 is moved by Mayor McEvoy; seconded by Councilwoman McGrath.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-25 is adopted 5-0 and will be published according to law.

ORDINANCE No. 2019-26

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF VERONA CHAPTER
140 THEREOF ENTITLED VEHICLES AND TRAFFIC BY AMENDING CERTAIN
SECTIONS**

The Municipal Clerk reads Ordinance No. 2019-26 by title into record.

Public Hearing: None

Council Discussion.

Motion to adopt Ordinance No. 2019-26 is moved by Councilman Ryan; seconded by Mayor McEvoy.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

Ordinance No. 2019-26 is adopted 5-0 and will be published according to law.

ORDINANCE # 2019-27

**AN ORDINANCE FIXING THE SALARIES, COMPENSATION OF CERTAIN PAID
EMPLOYEES OF THE TOWNSHIP**

The Municipal Clerk reads Ordinance No. 2019-27 by title into record.

Public Hearing: None

Council Discussion.

Motion to adopt Ordinance No. 2019-27 is moved by Mayor McEvoy; seconded by Deputy Mayor Roman.

ROLL CALL:

AYES: Giblin, Ryan, Roman, McEvoy

NAYS: McGrath,

Ordinance No. 2019-27 is adopted 4-1 and will be published according to law.

Approval of Minutes:

The minutes from the August 19, 2019 meeting are approved by a motion from Councilman Ryan; seconded by Deputy Mayor Roman.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-151

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

**DECLARING AN EMERGENCY FOR PURPOSES AUTHORIZING THE
IMMEDIATE ENACTMENT OF ORDINANCE #2019-26**

WHEREAS, *N.J.S.A. 40:69A-181* permits the waiver of the 20-day estoppel period for the enactment of ordinances upon the adoption of a resolution, by at least two-thirds majority of the Council affirmatively concurring, declaring that an emergency exists necessitating the immediate enactment of the ordinance; and

WHEREAS, an emergency has arisen affecting the health, safety or welfare of the citizens of the Township of Verona specifically the implementation and enactment of Elmwood Road stop intersections, which failure will affect the safety and welfare of the citizens of the Township; and

WHEREAS, in the opinion of the Township's professionals, it is necessary to immediately remedy the website; and

WHEREAS, immediate enactment of Ordinance #2019-26 is needed as said ordinance will provide traffic calming on Elmwood Road.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, State of New Jersey, that an emergency exists as detailed herein for which waiving the 20-day estoppel period for enactment of Ordinance #2019-26 is warranted and justified.

BE IT FURTHER RESOLVED that Ordinance #2019-26 shall take effect immediately upon final adoption.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-152

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

**ACCEPTING THE BIDS RECEIVED TO ENTER INTO A LEASE
OR EXTENSION OF A LEASE OF REAL PROPERTY FOR
OPERATION OF WIRELESS COMMUNICATION ANTENNAS
AND RELATED FACILITIES AT 880 BLOOMFIELD AVENUE**

WHEREAS, on August 13, 2019, the Township of Verona received four (4) bids submitted by New Cingular Wireless PCS, LLC ("AT&T"), Sprint Spectrum L.P. ("Sprint"), T-Mobile Northeast LLC ("T-Mobile"), and New York SMSA Limited Partnership d/b/a/Verizon Wireless ("Verizon") to enter into a new Lease or an Extension of a Lease previously executed of Real Property for Operation of Wireless Communications Antennas and Related Facilities at 880 Bloomfield Avenue - Contract 19-11; and

WHEREAS, the terms and conditions of the existing leases would remain the same, excepting the rent shall be at the submitted bid amounts and shall increase annually by either 2% or C.P.I., whichever is greater; and

WHEREAS, under the bids submitted, Verona will receive \$160,000.00 rent annually, which is \$26,775 more than the current amount of \$133,225; and

WHEREAS, FSD Enterprises, the Township's consultant in this matter has reviewed the

bids and recommends accepting the bids conditioned upon the mutually satisfactory resolution of bid exception language submitted by bidders.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the bids received from New Cingular Wireless PCS, LLC ("AT&T"), Sprint Spectrum L.P. ("Sprint"), T-Mobile Northeast LLC ("T-Mobile"), and New York SMSA Limited Partnership d/b/a/Verizon Wireless ("Verizon") for Lease or Extension of the Lease of Real Property for Operation of Wireless Communications Antennas and Related Facilities at 880 Bloomfield Avenue - Contract 19-11 are accepted conditioned upon the mutually satisfactory resolution of bid exception language submitted by bidders and the passage of the appropriate ordinance.

BE IT FURTHER RESOLVED that upon satisfactory resolution of the bid exception language Ordinances shall be passed authorizing the new lease agreements and authorizing the execution of all necessary documents.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-153

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

**AUTHORIZING PARTICIPATION IN THE LAW ENFORCEMENT SUPPORT
OFFICE PROGRAM**

WHEREAS, Federal law permits the Secretary of Defense to transfer to Federal and State agencies personal property of the Department of Defense that the secretary determines is suitable for use by agencies in law enforcement activities; and

WHEREAS, known as the "Law Enforcement Support Office (LESO) 1033 Program", this program allows local law enforcement agencies to obtain, at little or no cost, surplus federal property originally intended for use by the United States Armed Forces; and

WHEREAS, although equipment is provided through the "Law Enforcement Support Office (LESO) 1033 Program" at no cost to county and municipal law enforcement agencies, these agencies are responsible for costs associated with the maintenance, fueling and upkeep of the equipment and for specialized training for its operation; and

WHEREAS, taxpayers are the primary consumers and financiers of services provided by county and municipal law enforcement agencies and have the right to be assured that their money is being spent in an efficient and effective manner and the right to know the purposes for which public funds are utilized; and

WHEREAS, it is appropriate to establish a system of local oversight for county and municipal law enforcement agencies that participate in and acquire equipment through the "Law Enforcement Support Office (LESO) 1033 Program" and guidelines for the use of this equipment by those agencies; and

WHEREAS, an application for the enrollment of a municipal law enforcement agency in any program established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a shall be approved by a resolution adopted by a majority of the full membership of the governing body of a local unit prior to the transmittal of any such application to the State Coordinator of any such program.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona, County of Essex, State of New Jersey does hereby authorize and approve participation in the "Law Enforcement Support Office (LESO) 1033 Program" established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a.

BE IT FURTHER RESOLVED that the Township Manager, Chief of Police and the Township Clerk are hereby authorized to make application for the enrollment on behalf of the

Township of Verona.

BE IT FURTHER RESOLVED that the Township Manager is here by authorized to approve the acquisition of any property deemed appropriate under this agreement.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-154

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

**APPROVING CONTRACT CHANGE NO. 1 -
CONTRACT NO. 19-05 - LOWERING OF TRICKLING FILTERS**

WHEREAS, JEV Construction and the Township of Verona have heretofore entered into an Agreement, more particularly known as Contract No. 19-05 - "Lowering of Trickling Filters" for the furnishing of labor, equipment and materials in the amount of \$156,000.00, in accordance with the requirements of the Local Public Contract Law, *N.J.S.A. 40A:11-1, et seq.*; and

WHEREAS, during mobilization for this project, it was discovered that the existing mechanical seals within the trickling filter mechanisms have been found to be worn and are in need of replacement (plus \$15,300) and the installation of an adapter plate and hardware (plus \$9,050); and

WHEREAS, the Council has received Contract Change No. 1 for the within contract from the Consulting Engineer, dated August 13, 2019 in an amount of plus \$24,350.00, for a final contract amount of \$180,350.00; and

WHEREAS, the within Contract Change No. 1 is in the best interests of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that Contract Change No. 1, in the amount of (plus) \$24,350.00, for a final contract amount of \$180,350.00 be approved; and

BE IT FURTHER RESOLVED that the Township Manager, the Consulting Engineer, the Township Clerk and any other officer as may be deemed appropriate are hereby authorized to execute Contract Change No. 1 on behalf of the Township.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-155

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

**APPROVING CONTRACT CHANGE NO. 1 AND CONTRACT CLOSE-OUT
CONTRACT NO. 17-02A - RECONSTRUCTION OF DURRELL STREET**

WHEREAS, Stanziale Construction, LLC and the Township of Verona have heretofore entered into an Agreement, more particularly known as Contract No. 17-02A - "Reconstruction of Durrell Street" for the furnishing of labor, equipment and materials in the amount of \$236,818.00, in accordance with the requirements of the Local Public Contract Law, *N.J.S.A. 40A:11-1, et seq.*; and

WHEREAS, the Council has received Contract Change No. 1 and Contract Close-Out for the within contract in an amount of minus \$32,954.73, for a final contract amount of \$203,863.27; and

WHEREAS, the Contract Change No. 1 and Contract Close-Out do not expand the scope of the within contract; and

WHEREAS, the within Contract Change No. 1 and Contract Close-Out is in the best interests of the Township of Verona.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that Contract Change No. 1, in the amount of (minus) \$32,954.73, for a final contract amount of \$203,863.27 be approved and Contract No. 17-02A be closed out; and

BE IT FURTHER RESOLVED that the Township Manager, the Township Engineer, the Township Clerk and any other officer as may be deemed appropriate are hereby authorized to execute Contract Change No. 1 and Contract Close-Out for Contract No. 17-02A on behalf of the Township.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-156

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

APPROVING CONTRACT CHANGE NO. 1 AND CONTRACT CLOSE-OUT CONTRACT NO. 17-02B - RECONSTRUCTION OF BRENTWOOD ROAD

WHEREAS, Stanziale Construction, LLC and the Township of Verona have heretofore entered into an Agreement, more particularly known as Contract No. 17-02B - "Reconstruction of Brentwood Road" for the furnishing of labor, equipment and materials in the amount of \$264,588.00, in accordance with the requirements of the Local Public Contract Law, *N.J.S.A. 40A:11-1, et seq.*; and

WHEREAS, the Council has received Contract Change No. 1 and Contract Close-Out for the within contract in an amount of minus \$65,698.77, for a final contract amount of \$198,889.23; and

WHEREAS, the Contract Change No. 1 and Contract Close-Out do not expand the scope of the within contract; and

WHEREAS, the within Contract Change No. 1 and Contract Close-Out is in the best interests of the Township of Verona.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that Contract Change No. 1, in the amount of (minus) \$65,698.77, for a final contract amount of \$198,889.23 be approved and Contract No. 17-02B be closed out; and

BE IT FURTHER RESOLVED that the Township Manager, the Township Engineer, the Township Clerk and any other officer as may be deemed appropriate are hereby authorized to execute Contract Change No. 1 and Contract Close-Out for Contract No. 17-02B on behalf of the Township.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-157

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO SPINIELLO CONTRACTING - SANITARY SEWER REPAIR

WHEREAS, a sanitary sewer line located beneath the Peckman River along the dead-end section of Personnette Avenue was found to be in a state of corrosion causing infiltration and damage; and

WHEREAS, the work required to repair the sanitary sewer line main required equipment and professional expertise; and

WHEREAS, the Township does not have the required equipment or the personnel with the expertise needed to undertake the repair work to install a cured-in-place pipe; and

WHEREAS, James F. McGoldrick, PE, Senior Project Manager at Mott MacDonald, the Township's Consulting Engineer has recommended the award of this contract on an emergency basis, in order to prevent further groundwater infiltration into the pipe and to preserve the integrity of the pipe.

WHEREAS, the Township Manager/Qualified Purchasing Agent concur with the recommendation of the Township's Consulting Engineering and recommend the award of the contract on an emergency basis without public bidding.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that in accordance with *N.J.S.A. 40A:11-6* it hereby ratifies the award of an emergency contract to Spiniello Contracting for the repair of the sanitary sewer line that runs along the dead-end section of Personnette Avenue and beneath the Peckman River in the amount of \$45,000 and authorizes the Chief Financial Officer to pay the amount of \$45,000 to Spiniello Contracting; and

BE IT FURTHER RESOLVED that this expenditure shall be charged to Account No. 9-05-55-502-384 and has been certified by the Chief Financial Officer.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION NO. 2019-158

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

PROPERTY MAINTENANCE LIEN

WHEREAS, the Construction Code Official determined that the owner of the Block 501, Lot 51 on the Tax Maps of the Township of Verona, commonly known as 25 Gordon Place, to comply with the Township property maintenance code, specifically not mowing the lawn of the property; and

WHEREAS, clean up was performed by Green Valley Landscape Design on behalf of the Township on July 8th and July 19th totaling the amount of \$150.00; and

WHEREAS, these charges shall be imposed on the property in the form of a municipal lien for above services pursuant to *N.J.S.A. 54:5-8* and to any other applicable State or Federal regulation.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, County of Essex, New Jersey, that the Tax Collector be and is hereby authorized and directed to take all appropriate actions to impose on the property commonly known as 25 Gordon Place, Verona, New Jersey (Block 501, Lot 51) a municipal lien in the amount of the tax lien certificate (\$150.00), where upon the Tax Collector shall, within ten (10) days of encumbering of the property, send official notice of said encumbrance via certified mail, return receipt requested and regular mail to any and all other lien holders or creditors with a secured interest in the property.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION NO. 2019-159

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

PROPERTY MAINTENANCE LIEN

WHEREAS, the Construction Code Official determined that the owner of the Block 902, Lot 10 on the Tax Maps of the Township of Verona, commonly known as 111 Linden Avenue, to comply with the Township property maintenance code, specifically not mowing the lawn of the property; and

WHEREAS, clean up was performed by Green Valley Landscape Design on behalf of the Township on July 11th and July 23rd totaling the amount of \$275.00; and

WHEREAS, these charges shall be imposed on the property in the form of a municipal lien for above services pursuant to *N.J.S.A. 54:5-8* and to any other applicable State or Federal regulation.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, County of Essex, New Jersey, that the Tax Collector be and is hereby authorized and directed to take all appropriate actions to impose on the property commonly known as 111 Linden Avenue, Verona, New Jersey (Block 902, Lot 10) a municipal lien in the amount of the tax lien certificate (\$275.00), where upon the Tax Collector shall, within ten (10) days of encumbering of the property, send official notice of said encumbrance via certified mail, return receipt requested and regular mail to any and all other lien holders or creditors with a secured interest in the property.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

RESOLUTION No. 2019-160

A motion was made by Councilman Ryan; seconded by Deputy Mayor Roman that the following resolution be adopted:

PERMITTING ITEMS TO BE DISCUSSED IN EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the Public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exists.

NOW, THEREFORE, BE IT RESOLVED by the Township of the Township of Verona, County of Essex, State of New Jersey, as follows:

1. The public shall be excluded from discussion of an action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a. Pending, Ongoing, or Anticipated Litigation pursuant to *N.J.S.A. 10:4-12 (7)*
 - Docket No. ESX-L-4773-15
(In All Declaratory Judgement Actions Filed by Various Municipalities, County of Essex, Pursuant to the Supreme Court's Decision in *In re Adoption of N.J.A.C. 5:96, 221 N.J. 1 (2015)*)
 - Water Utility
 - b. Contract Negotiations pursuant to *N.J.S.A. 10:4-12 (7)*
 - Docket No. ESX-L-4773-15

(In All Declaratory Judgement Actions Filed by Various Municipalities,
County of Essex, Pursuant to the Supreme Court's Decision in In re
Adoption of *N.J.A.C. 5:96, 221 N.J. 1 (2015)*)

3. It is anticipated at this time that the above stated subject matter will be made public when said subject has been fully discussed by the Council, and the attorney rules this matter may be brought before the public without jeopardizing any pending litigation.
4. This resolution shall take effect immediately.

ROLL CALL:

AYES: McGrath, Giblin, Ryan, Roman, McEvoy

NAYS:

New Business:

The Council discusses alternative treatment facilities within the Township.

Public Participation:

Elaine Qualici, 9 Crestmont Road, Verona, NJ
Jessica Pearson, 20 Montclair Avenue, Verona, NJ
Kathleen Laterza, 810 Bloomfield Avenue, Verona, NJ

Adjournment:

Motion to enter into Executive Session is moved by Deputy Mayor Roman; seconded by Councilman Giblin at 9:07 p.m. Motion to adjourn the meeting at 9:36 pm is motioned by Councilman Giblin; seconded by Deputy Mayor Roman.

The next regular scheduled meeting is September 23, 2019 at 7:00 p.m.

Respectfully submitted,

Jennifer Kiernan
Jennifer Kiernan, Municipal Clerk

Jack McEvoy
Jack McEvoy, Mayor

APPROVED: September 23, 2019