

Mr. Thomas Van Winkle of Lincoln Avenue provided a Mayor's Youth group update. He thanked everyone for National Night Out and said the Youth Group will be helping out with the Township Picnic on August 28th. He invited members to participate in the Mayor's Walk at 9:00 AM the same day and said Saddle Brook residents from 4th grade to 12th grade may join the Youth Group.

Acting Council President Mazzer thanked Mr. Van Winkle for taking photos at National Night out and sharing them on social media.

Councilman Cimiluca also thanked Mr. Van Winkle for attending and joked that he did not show up in any of the 243 photographs Mr. Van Winkle took that night.

Hearing no one else, Acting Council President Mazzer asked for a motion to close the public hearing and close the meeting to the public.

Motion: Councilman Gierak

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes

Councilman Gierak – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President D'Arminio – absent

COMMENTS

Mayor White gave a COVID update noting that New Jersey continues to experience a month-long surge in positive tests and hospitalizations driven by this delta variant. He said Saddle Brook had had 40 new cases since June 24th, which is not too bad. It's been kind of steady. He explained the delta variant accounted for 84% of the state's new cases. The vast majority of these new cases are people who have not been vaccinated. Vaccinated people can still catch the virus, but the symptoms are mild and rarely cause serious illness. Health officials keep stressing the vaccines are highly effective at preventing hospitalizations and death even against the delta variant. This is why hospitalizations and deaths have not risen anywhere near the pandemic's peaks.

The Mayor said Mayor DeBlasio of New York City recently enacted a mandate saying that people will now have to show proof that they have been vaccinated against COVID-19 to participate in certain public indoor activities such as eating in restaurants, exercising at gyms and attending movies or plays. That measure takes effect August 16th. He said he contacted Governor Murphy's office, and has been told that he does not want to follow suit on that and really wants to avoid that. So if possible, he's going to not do that. He explained the CDC has recommended that all people, regardless of vaccination rates wear masks, again, in doors in public, especially in counties that have high transmission rates. Governor Murphy's administration has said all people in New Jersey, regardless of vaccination status, are strongly recommended but not mandated to wear masks indoors. About 58% of New Jersey's population is inoculated, but about 4 million people in the state remain unvaccinated, including children under the age of 12 who are not eligible for the vaccine. The vaccinations are on top of any natural immunity people may have because they caught COVID-19 and survived. Both officials and experts say those residents should also get vaccinated. Some people feel if they had COVID that they don't need to get vaccinated, but it does offer some protection.

Mayor White noted the Township Picnic will be held on August 28th, 12:00 noon to 4:00 PM and tickets are available at Town Hall and the Library. The St. Philip's Festival is August 18th through August 22nd. Night Out was held this past Tuesday, August 3rd at our new municipal complex site, and it was a great success. He thanked all the participants and the Saddle Brook Police Department for organizing and all the sponsors.

The Mayor noted the Townwide Garage sale would be held October 9th and 10th. Information for registration will be put up on our website and on Facebook. The shredding event is Saturday, September 25th at 55 Mayhill Street. Third quarter tax bills were due August 1st, but residents have until August 10th to pay without interest.

He said our road program continues with Albany Street having been paved today.

Mayor White said the 2021 Road Program Phase I will begin shortly. Phase I streets are Burgess, George and Steinway. Phase II bids will be received and opened on August 26th. Phase II streets are Wilson St. and South Broadway. Contractors are moving ahead with the municipal complex building, and the demolition phase is complete. He thanked Council President D'Arminio for her attendance at meetings with the contractors and also with the architect as well as often visiting the site, noting she goes there frequently and is keeping an eye on what's going on there.

He added that on the township website there is now a section on the progress of the new building. Residents can go there and look at photographs taken by Mr. Van Winkle.

The Mayor said the Township has an ordinance that prohibits all commercial vehicles from parking on any Township Street from 9 PM to 6 AM. Commercial vehicles include vans and pick-up trucks with commercial plates or signage or lettering indicating a business or commercial purposes; also buses, boats, trailers, camper-type trailers. Our website has the ordinance on line, and this will be enforced by the Saddle Brook Police Department. The section of town where we have the most problem is the numbered streets on the south end, and we're going to be putting some signs up in that area. On the agenda tonight is a resolution asking the federal government to reinstate the SALT deduction on the federal income tax. As we all know, New Jersey sends more federal dollars than we receive from the federal government, and with the elimination of the SALT deduction our residents are paying even more taxes to the federal government.

Councilman Cimiluca asked if the garage sale was on Columbus Day weekend. Acting Council President Mazzer said it was the week before.

Councilman Accomando thanked the Saddle Brook Police Department for National Night Out and said they did a great job. He thanked all the organizations who were involved and wished the kids going back to college all the best and hoped they would be safe and be mindful and use their best judgement.

Councilman Gierak commended the Police Department on National Night Out and said it was money well spent for the township. Regarding the Flood Committee, he said we will be meeting in September, and an e-mail will be going out to all committee members.

Councilman Cimiluca said we're always seeking to improve municipal services, and in that regard we have two things that we talked about earlier. Number one is the ability to pay your property taxes and your water bill on line. That is going to be put in place soon, hopefully sooner rather than later. The second one is if anyone is unfortunate enough to have to pay court fees, we are going to be accepting credit cards through our court system, which I found from working in the court system for the past twenty years, without a credit card what the court has to do is basically act as a collection agent, and all you do is chase people. Here you put it on your Visa, your Amex or your MasterCard and deal with them. Our court is not going to have to take ten months to get a payment of \$500. It's a waste of resources to do that, so we are going to come into the 21st century and accept credit cards. Those are two improvements that are going to benefit the town.

Acting Council President Mazzer commended the Saddle Brook Police Department and all the organizations involved in making such a successful National Night Out. Hopefully we will see everyone at the picnic.

ORDINANCES

1. **ORDINANCE #1707-21 – FINAL READING AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

The Acting Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll call:

Councilman Cimiluca – yes
Councilman Gierek – yes
Councilman Accomando – no
Councilwoman Mazzer – yes
Council President D'Arminio – absent

The Township Clerk then reads the Ordinance by title on second reading:

AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES

The Acting Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll call:

Councilman Cimiluca – yes
Councilman Gierek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

Hearing no one, the Acting Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilman Gierek

Second: Councilman Cimiluca

Roll call:

Councilman Cimiluca – yes
Councilman Gierek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY AMENDING CHAPTER 206 OF THE TOWNSHIP CODE REGULATING THE OPERATION OF SPECIFIC CLASSES OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilman Gierek

Second: Councilman Cimiluca

Councilman Cimiluca said this is somewhat controversial, but it's less controversial because it is now part of the amendment to the constitution. The people of New Jersey spoke. I was not in favor of it, but 70% of the state voted to legalize marijuana, and I believe we had just about the same percentage of Saddle Brook. I think Saddle Brook was above the state percentage in terms of those who voted to legalize it, so we can put our heads in the sand and say that I'm against this, but it is legal now. This potentially could bring in revenue to the town, because there is a local tax that would be imposed, and we have taken steps to limit the areas that any kind of cultivation could occur, and that would be the industrial zone, basically at Zuckerberg's, and any retail sales would be in our limited commercial district. There's a couple of areas in town, a limited area on 46 on the west bound side, and along Midland Avenue, so though initially I was against it, we have to get with the times. I did go to a dispensary when I was vacationing in Massachusetts, and it is not the seedy type of business. The one that I visited was very well maintained and clean, and they have a lot of security. You had to show ID probably four times before you were able to purchase anything there. So I think it could be potential revenue generator, and if they're not getting in in Saddle Brook, they're going to get it in Garfield, and if they don't get it in Garfield, they're going to get it in Elmwood Park. We can't stick our heads in the sand and try and avoid it. It's here and maybe the best that we can do now. We had to do this ordinance or else for five years we would be shut out of having any kind of say on where it could be.

Roll call:

Councilman Cimiluca – yes

Councilman Gierek – yes

Councilman Accomando – no

Councilwoman Mazzer – yes

Council President D'Arminio – absent

**2. ORDINANCE #1708-21 – FINAL READING
AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK
AMENDING CHAPTER 206 OF THE “CODE OF THE TOWNSHIP
OF SADDLE BROOK” BY AMENDING THE AH-6 AFFORDABLE
HOUSING ZONING DISTRICT TO FACILITATE AN AFFORDABLE
HOUSING DEVELOPMENT CALLED SADDLE BROOK FAMILY
APARTMENTS (BLOCK 1401, LOT 18), AND AMENDING THE
SADDLE BROOK TOWNSHIP ZONING MAP AND SCHEDULE OF
ZONING REQUIREMENTS ACCORDINGLY**

The Acting Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilman Gierek

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – absent

The Township Clerk then reads the Ordinance by title on second reading:

**AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK
AMENDING CHAPTER 206 OF THE “CODE OF THE TOWNSHIP
OF SADDLE BROOK” BY AMENDING THE AH-6 AFFORDABLE
HOUSING ZONING DISTRICT TO FACILITATE AN AFFORDABLE
HOUSING DEVELOPMENT CALLED SADDLE BROOK FAMILY
APARTMENTS (BLOCK 1401, LOT 18), AND AMENDING THE
SADDLE BROOK TOWNSHIP ZONING MAP AND SCHEDULE OF
ZONING REQUIREMENTS ACCORDINGLY**

The Acting Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilman Cimiluca Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – absent

Hearing no one, the Acting Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilman Cimiluca Second: Councilman Gierak

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D’Arminio – absent

CR# 821-148

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK AMENDING CHAPTER 206 OF THE “CODE OF THE TOWNSHIP OF SADDLE BROOK” BY AMENDING THE AH-6 AFFORDABLE HOUSING ZONING DISTRICT TO FACILITATE AN AFFORDABLE HOUSING DEVELOPMENT CALLED SADDLE BROOK FAMILY APARTMENTS (BLOCK 1401, LOT 18), AND AMENDING THE SADDLE BROOK TOWNSHIP ZONING MAP AND SCHEDULE OF ZONING REQUIREMENTS ACCORDINGLY**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilman Gierak Second: Councilman Accomando

Councilman Cimiluca noted this is Rosol Lane which is off of Midland Avenue, a small street that goes into a bigger area. It's behind the cemetery that's on Midland Avenue, and it's been designated for affordable housing for a dozen years at least. We have affordable housing obligations that we have to fulfill, and I do think this is an appropriate space for this. We're working with the developer, and he came in, made a presentation and I think it's going to be another good addition to Saddle Brook.

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

All items listed with an asterisk (*) are considered routine and non-controversial by the Township Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so requests it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, receive and file letters, correspondence, reports and approval of minutes and applications.

Mr. Lo Dico noted the minutes of the July 1st meeting would not be part of the consent agenda and resolution # 6 {CR# 821-154} approving payment of a bill for Stone Brook Gardens, and adding to the agenda based on the work session will be the resolution authorizing Munidex to start the program for online payments for tax and water {CR# 821-155}, the court credit card proposal will be accepted {CR# 821-156}, Ingerman resolution {CR# 821-157}, tax appeal settlement for Saddle River Road, {CR# 821-158} and NNW Financial Group not to exceed \$7500 {CR# 821-159}.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

MINUTES

The minutes of the July 1, 2021 meeting are not part of the consent agenda.

1. July 1, 2021 – Regular Public Meeting

Motion: Councilman Gierak

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – abstain
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

2. July 8, 2021 – Special Public Meeting

*** RESOLUTIONS**

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CALL FOR REINSTATEMENT OF STATE AND LOCAL TAX DEDUCTION (SALT)

CR# 821-149

WHEREAS, the state and local tax deduction cap has imposed a significant burden on residents of Saddle Brook and New Jersey as a whole, and the repeal of the SALT deduction cap should be a critical component of federal legislation to support the economic recovery; and

WHEREAS, the state and local tax deduction cap has imposed a damaging double tax on residents of Saddle Brook and has created one of the largest marriage penalties in all of the federal tax code; and

WHEREAS, thousands of families in Saddle Brook, already suffering from over a year of public health and economic hardship resulting from the COVID-19 pandemic, will now be hit by a large increase in federal taxes compared to what they would have paid before the cap was imposed in 2017; and

WHEREAS, there is a misconception that the SALT deduction doesn't help middle class families who need relief, while in fact SALT does make a critical difference in helping make ends meet for middle class families in Saddle Brook; and

WHEREAS, teachers, first responders, and public servants often depend on the SALT deduction to afford the high cost of living in this area; and

WHEREAS, a broad coalition of organizations representing middle class families have endorsed the repeal of the SALT deduction cap, including the American Federation of Teachers, National Education Association, International Association of Firefighters, and National Association of Police; and

WHEREAS, thirty percent of Americans itemized their taxes before the 2017 tax bill was enacted, and 95% of itemizers took the SALT deduction; and

WHEREAS, the Treasury Department estimated that 11 million Americans could no longer deduct over \$300 billion in state and local taxes in 2019 due to the SALT cap; and

WHEREAS, the SALT deduction cap has threatened our ability to make critical investments in our community's future, such as funding our top-tier public schools, investing in transit infrastructure and clean energy and supporting prevailing wages for our unions; and

WHEREAS, the SALT cap specifically targets communities that have made the investments that the federal government has all too often failed to undertake, and makes it more difficult for communities to maintain progressive tax codes; and

WHEREAS, the SALT cap has created a "race-to-the-bottom" of spending cuts by state and local governments to our school systems, public transit, and public sector workforce; and

WHEREAS, these cut-backs will harm our ability to provide children in Saddle Brook and New Jersey with the high-quality education that they deserve and transition to renewable sources of energy production; and

WHEREAS, these cut-backs are especially damaging as state and local governments are suffering from the economic fallout of COVID-19 and need more resources to support small businesses, help families pay their rent, and administer COVID-19 vaccinations; and

WHEREAS, a crucial component of any federal economic recovery legislation should include meaningful SALT relief for families in Saddle Brook and across New Jersey; and

WHEREAS, now is the time, as we begin our economic recovery from COVID-19, for Congress to deliver relief for our families who are disproportionately impacted by this harmful double tax; and

WHEREAS, repeal of the SALT cap has obtained widespread, bipartisan support at the state and federal level, highlighted by the passage of House legislation in the 116th Congress to eliminate the cap for two years and the formation of a bipartisan SALT Caucus in the 117th Congress.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Saddle Brook, County of Bergen, New Jersey that the SALT deduction cap has created significant hardship for families in Saddle Brook and across New Jersey and has made it more difficult to invest in critical public services going forward, and that federal policymakers should include significant SALT relief in upcoming legislation to support the nation's long-term economic recovery.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 821-150

WHEREAS, the Township Annual Picnic will be held on August 28, 2021; and

WHEREAS, each year purchases must be made to obtain various services needed for a successful event; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that the Business Administrator is hereby authorized to issue off-line checks if needed to vendors for the Township Picnic.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 821-151

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following requisition(s) submitted to the Township Council for purchases over \$2,500.00 be approved providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
RECREATION	CAPELLI SPORT	SOCCER UNIFORM KITS	\$8,400.00
POLICE	REGIONAL COMM	COMMUNICATIONS STUDY	\$7,840.00
FIRE	TECHNICAL FIRE	LADDER TRUCK PUMP TEST	\$3,521.00
FIRE	ISLES OF PALMS	FIRE DELEGATES	\$3,000.00
FIRE (BOND)	REGIONAL COMM	PAGERS	\$6,281.00
POLICE	EAGLE POINT	AMMUNITION	\$6,444.39

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
 Councilwoman Mazzer - yes
 Councilman Gierak - yes
 Councilman Accomando - yes
 Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 821-152

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$6,862.92** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

THESE BILLS ARE PAID THROUGH OFFLINE CHECKS

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
 Councilwoman Mazzer - yes
 Councilman Gierak - yes
 Councilman Accomando - yes
 Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
 RESOLUTION**

CR# 821-153

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$4,305,670.34** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio - absent

THE FOLLOWING RESOLUTION CR# 821-154 IS NOT PART OF THE CONSENT AGENDA

Acting Council President Mazzer left the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 821-154

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

P.O.#	VENDOR	AMOUNT
96069	STONE BROOK GARDEN	\$9.99

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - absent
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio - absent

Acting Council President Mazzer returned to the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 821-155

WHEREAS, Munidex, Inc., 174 Route 17 N, Rochelle park, NJ has submitted a proposal for online payments of property taxes and water; and

WHEREAS, Munidex will charge the payer all fees for processing said payments,

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby enters into an agreement with Munidex at a cost of \$3,200 per year and the Mayor is hereby authorized to sign said contract.

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 821-156

WHEREAS, Smart Cards, Inc. 297 Passaic St, Garfield, NJ has submitted a proposal for online payments for the municipal court; and

WHEREAS, Smart Cards, Inc. will charge the payer all fees for processing said payments,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby enters into an agreement with Smart Cards, Inc. at no cost to the Township and the Mayor is hereby authorized to sign said contract.

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio – absent

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

Resolution- Authorizing Second Amendment to Affordable Housing Agreement with Affordable Housing Developer

CR# 821-157

WHEREAS, the Township of Saddle Brook previously appointed Ingerman Development Company, LLC as its all-affordable housing developer; and

WHEREAS, the Township of Saddle Brook and Ingerman Development Company, LLC memorialized the understanding between the parties for the development of the all affordable site in the Township of Saddle Brook, via that certain Affordable Housing Agreement dated April 2, 2021 (the "Original Agreement"); and

WHEREAS, Ingerman assigned the Original Agreement to Saddle Brook Urban Renewal Associates, LLC an entity affiliated with Ingerman, and the Township and Ingerman partnered together with regard to the implementation of an affordable housing proposal of 58 units (the "Project") at 435 North Midland Avenue (the "Property"), also known as "Willows at Saddle Brook", through that certain First Amendment to Affordable Housing Agreement dated June 24, 2021 (the "First Amendment" together with Original Agreement, the "Agreement"); and

WHEREAS, the Township , Ingerman and Saddle Brook Urban Renewal Associates, desire to modify the distribution of bedrooms within the Project to better implement the

Township's settlement of its affordable housing litigation and comply with the Order of the Honorable Gregg A. Padovano, J.S.C.; and

WHEREAS, Ingerman wishes to assign its ownership interests in Saddle Brook Urban Renewal Associates, LLC to two non-profit entities, ReBuild Metro, Inc., a Maryland Non-Profit Organization with offices located at 1129 N Caroline Street, Baltimore, Maryland 21213 and Premier Housing Services, Inc., a New Jersey Human Service Organization with offices located at 5 Powell Lane, Collingswood, New Jersey 08108; and

WHEREAS, the Township and Saddle Brook Urban Renewal Associates, LLC desire to further amend the Agreement to include the terms set forth herein; and

WHEREAS, the said Second Amendment to the Affordable Housing Agreement has been circulated amongst all parties to the affordable housing litigation which has been resolved between the parties;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Saddle Brook as follows:

1. The preamble to this Resolution is hereby incorporated as if more fully set forth herein.
2. The Mayor and the Township Clerk be and hereby are authorized and permitted to execute the Second Amendment to the Affordable Housing Agreement with Saddle River Urban Renewal Associates, LLC, in the form acceptable to the municipal attorney.

Motion: Councilman Cimiluca

Second: Councilman Gierek

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierek - yes
Councilman Accomando - yes
Council President D'Arminio – absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED SCHNITZER, RONALD & HELEN V. TOWNSHIP OF SADDLE BROOK AT 178, 182 & 186 SADDLE RIVER ROAD, BLOCK 907, LOTS 26 7 27 FOR TAX YEARS 2017 & 2018.

CR# 821-158

WHEREAS, Schnitzer, Ronald & Helen has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 178, 182 & 186 Saddle River Road and identified on the Township's tax maps as Block 907, Lots 26 & 27 for tax years 2017 & 2018; and

WHEREAS, Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other, joint recommends that this matter be settled according to the terms listed below;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Saddle Brook, Bergen County, New Jersey that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2017 for Block 907, Lot 26 to be reduced from \$1,037,300 to \$525,000 resulting in a refund of \$13,207.09
- 2) The assessment for tax year 2017 for Block 907, Lot 27 to be reduced from \$882,700 to \$525,000 resulting in a refund \$9,221,51.
- 3) The assessment for tax year 2018 for Block 907, Lot 26 to be reduced from \$1,109,000 to \$525,000 resulting in a refund of \$14,816.06
- 4) The assessment for tax year 2018 for Block 907, Lot 27 to be reduced from \$936,000 to \$252,000 resulting in a refund of \$10,427.07
- 5) All interest owed on the refund to be waived by taxpayer if paid within 60 days of issuance of judgments by the Tax Court.

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 821-159

WHEREAS, NW Financial Group, LLC, 2 Hudson Place, 3rd Floor, Hoboken, NJ 07030 Cards, has submitted a proposal for Redevelopment Consulting Services, and

WHEREAS, the cost is not to exceed \$7,500 and will be paid by escrow at no cost to the Township,

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby enters into an agreement with NW Financial Group LLC with all costs to be paid by escrow not to exceed \$7,500.

Motion: Councilman Cimiluca

Second: Councilman Gierak

Roll Call:

Councilman Cimiluca - yes
Councilwoman Mazzer - yes
Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio - absent

*** CORRESPONDENCE**

1. Peter Lo Dico, Twp. Clerk Re: Ordinances 1707-21 and 1708-21

To: Saddle Brook Planning Board Date: July 2, 2021

At the Township Council's Public Meeting of July 1, 2021 Ordinance #1707-21 regarding amending Chapter 206 regulating cannabis and Ordinance #1708-21 amending the Affordable Housing AH-6 zone.

I am referring Ordinances #1707-21 and 1708-21 to you for the Planning Board's review and recommendation. The Township Council plans to have a public hearing and second reading of the ordinance at the August 5, 2021 public meeting.

2. Stephen Pellino Re: Ordinances 1707-21 and 1708-21
To: Mayor and Council Date: July 20, 2021

I write to you in my capacity as the Attorney to the Saddle Brook Planning Board. You have referred to the Planning Board for review and comment the above-listed proposed Ordinances of the Township of Saddle Brook. Pursuant to the provisions of *N.J.S.A. 40:55D-26(a)*, these Ordinances were considered at the Planning Board's regular meeting of July 19, 2021. The Planning Board has authorized me to write this letter report to the Mayor and Council.

The Planning Board finds that the Ordinances are not inconsistent with the master plan. In addition, the Planning Board does not recommend any changes and would recommend the adoption of the Ordinances in their present form.

Should you have any questions, please do not hesitate to contact me. Thank you.

3. Det. Lt. Thomas Johnson, Re: Livery License Application – HRC
SBPD Enterprise Group, LLC.
To: Peter Lo Dico, Twp. Clerk Date: July 1, 2021

RE: HRC Enterprise Group LLC. Huseyin Cuhadar
Park 80 West Plaza II 8 Sundale Court
Saddle Brook, NJ 07663 Smithtown NY 11787

The above business filed a Livery Service application and all required documents were submitted. In accordance with Township Ordinance #189, the Detective Bureau conducted an investigation of the above business and individual who filed the livery application.

The above individual has a valid New York driver's license. The one vehicle submitted with the application is properly registered and insured. The business also meets all insurance thresholds as required in the ordinance.

Based upon the above information I recommend the application be approved at this time.

4. Robert Klein, PE Re: Finnigan & Weller Road
Remington & Vernick Improvement Program Pay
Engineers Certificate No. 1
To: Peter Lo Dico, Twp. Clerk Date: July 26, 2021

Enclosed please find Payment Request No. 1 from 4 Clean Up Inc. for work performed on the above referenced project. Remington & Vernick Engineers has reviewed the certificate with the contractor and agree with the partial payment noted.

Therefore, we recommend the following that payment be made to **4 Clean Up Inc.** in the amount of **\$207,475.44** for Certificate No. 1.

Should you have any questions, please feel free to call our offices at (201) 624-2137.

*** RAFFLES & APPLICATIONS**

LIVERY

1. HRC Enterprise Group, LLC – Park 80 West Plaza II – NEW

GAS STATION

2. Delta Gas Station - 18 Pehle Avenue - RENEWAL

*** REPORTS**

1. Municipal Court Monthly Report – June 2021
2. Grant Writer Monthly Report – June 2021
3. Hotel Room Tax Revenue Report – July 2021
4. DPW Monthly Report – June 2021
5. Police Department Monthly Report – June 2021
6. Construction Code Official Report – June 2021
7. Property Maintenance Official Monthly Report – June 2021
8. Tax Collector Dept. Monthly Revenue Report – June 2021
9. Water Monthly Revenue Report – June 2021
10. Engineer Monthly Report – July 2021
11. Budget Status Report – July 2021

Old Business / New Business

Mayor White said the Mayor's Walk would be held on August 28th at 9:00 AM around Otto Pehle Lake. This year our sponsor is Ferraro Spine and Rehabilitation Centers. The shredding event is Saturday, September 25th around 10 AM to 1 PM. We are working on a 9/11 ceremony. We haven't finalized plans yet, but they are in process. It looks like it's going to be on Friday night, September 10th. There will be more on that, but we haven't finalized it yet. I also want to let everyone know that I did receive a letter from Ed Donofrio, UNICO president, and UNICO is going to have their street fair again this year. They didn't have it last year because of COVID, but it's going to be Sunday, October 3rd.

The Mayor noted that all these events and activities are advertised on our Township Facebook, website and sometimes on the digital sign board as well. We're trying to use Nixle, which the Police Department uses generally for emergencies, but we are allowed to use it for large events and traffic issues.

Acting Council President Mazzer asked for a motion to open the meeting to the public on agenda items only.

Motion: Councilman Gierek

Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

Hearing no one, Acting Council President Mazzer asked for a motion to close the meeting to the public on agenda items.

Motion: Councilman Cimiluca Second: Councilman Gierak

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

Councilman Gierak thanked Mr. Van Winkle for all he does.

Councilman Cimiluca suggested having a resolution to appoint Mr. Van Winkle as the official Township photographer.

Acting Council President Mazzer suggested asking Mr. Van Winkle if he would like the position. Councilman Cimiluca said it would be without compensation.

Acting Council President Mazzer asked for a motion to adjourn.

Motion: Councilman Gierak Second: Councilman Accomando

Roll call:

Councilman Cimiluca – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President D'Arminio – absent

Meeting adjourned at 7:50 PM.

Respectfully submitted,

Peter Lo Dico, R.M.C. CMC
Township Clerk

Florence Mazzer
Acting Council President

Approved: September 2, 2021