

Livingston, New Jersey
June 17, 2019
Meeting #13

The Regular meeting of the Township Council of the Township of Livingston was held on the above date at 8:15 p.m. at Town Hall, 357 South Livingston Avenue, Livingston, New Jersey. The Mayor stated that all the requirements of the "Open Public Meetings Act" had been met. "Annual Notice" was faxed to the West Essex Tribune and the Star Ledger on January 2, 2019. "48-hr. Notice" was faxed to these same publications on June 11, 2019.

Present: Mayor Anthony; Councilmembers Fernandez, Klein, Meinhardt, Vieira; Deputy Township Manager Jones; Township Manager Lewis; Township Attorney Ruitenberg; Township Clerk Turtleaub

Silent Meditation and Pledge of Allegiance

Mayor Anthony asked everyone to stand for a Moment of Silence, followed by the Pledge of Allegiance.

Presentations

a) Matthew Smith - Matthew Smith, a 9 year old Livingston resident, gratefully accepted his proclamation for appearing on MasterChef Jr. 2013.

b) Boy Scouts Helping Residents—Mayor Anthony applauded the members of Livingston Boy Scout Troop 12 and their Adult Leaders for volunteering to help a neighbor in need with their lawn cutting and landscaping. The Troup collectively spent over 50 hours cleaning up the property.

Essex County Update/Questions

Eileen Fishman, Essex County Liaison to Livingston on behalf of Essex County Executive Joseph Di Vincenzo, advised of upcoming County events and dates of significance.

Public Comments on Agenda Items

Resolution—Consent Agenda (Includes All Items Marked ***) R-19-133

WHEREAS, the Township Council of the Township of Livingston has determined that certain items on its agenda which have the unanimous approval of all Councilmembers and do not require comment shall be termed the "Consent Agenda"; and

WHEREAS, the Township Council has determined that to increase its efficiency, the Consent Agenda shall be adopted with one resolution;

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the items on the regular agenda for June 17, 2019, attached hereto, which are preceded by an "***" are the Consent Agenda and are hereby accepted, approved and/or adopted.

Approval of Minutes

a) June 3, 2019

Approval of Licenses

Final Hearing Ordinances

a) Ord.14-2019 Bond Ordinance - - \$6,570,000 – Various Improvements

a) BOND ORDINANCE OF THE TOWNSHIP OF LIVINGSTON PROVIDING AN APPROPRIATION OF \$6,570,000 FOR VARIOUS IMPROVEMENTS was read by title. There being no speakers, on motion duly made and seconded, and on voice vote, the hearing was closed. On motion duly made and seconded, and on roll call vote, all members present voted YES. It was ordered advertised according to law.

Proposed Ordinance

Resolutions

a) R-19-134 Liquor license Renewal

BE IT RESOLVED by the Township Council of the Township of Livingston, County of Essex, in accordance with the provisions of Legislature entitled "An Act concerning Alcoholic Beverages," passed December 6, 1933, and several amendments and supplements thereto and subject to the rules and regulations of the New Jersey Division of Alcoholic Beverage Control, that

1, There be issued to each of the following applicants a **Plenary Retail Consumption** license to be for the term of one year from the first day of July, 2019:

0710-33-020-011	Anthony's Coal Fired Pizza of Livingston, LLC	8119 Town Center Way
0710-33-009-008	Calabria's Pizzeria & Restaurant, Inc.	588 So. Livingston Ave.
0710-33-002-001	Cedar Hill Golf & Country Club, Inc.	100 Walnut St
0710-33-004-002	Crystal Plaza Inc.	307 W. Northfield Road
0710-33-006-005	GMRI (Olive Garden)	277 Eisenhower Parkway
0710-33-018-007	Vuthaj Inc	405 Eisenhower Parkway
0710-33-015-005	The Landmark Pub, LLC	259 W. Mt. Pleasant Ave
0710-33-008-012	Panevino, LLC	637 W. Mt. Pleasant Ave..
0710-33-001-008	Pizzeta Livingston LLC	62 W. Mt. Pleasant Ave.

0710-33-019-004 2 Chef's Inc. (Nero's)

618 So. Livingston Ave.

2. There be issued to the following applicant a **Hotel/Motel license** to be for the term of one year from the first day of July, 2019:

0710-36-023-002 Westminster Hotel Associates LLC

550 W. Mt. Pleasant Ave.

3. There be issued to each of the following applicants a **Plenary Retail Distribution** license to be for the term of one year from the first day of July, 2019:

0710-44-007-011 Beverage Department, LLC (Inside Kings)

225 So. Livingston Ave

0710-44-016-008 Livingston Bottle King Inc.

343 W. Mt. Pleasant Ave.

0710-44-005-005 MAMUN, Inc. (Wine Legend)

277 Eisenhower Parkway

0170-44-017-005 Wine Depot of Livingston, Inc.

603 So. Livingston Ave..

4. There be issued to each of the following applicants a **Club** license to be for the term of one year from the first day of July, 2019:

0710-31-011-001 Columbian Association of Livingston

299 Eisenhower Parkway

0710-31-012-001 Livingston Lodge No. 1855 B.P.O. Elks

19-21 W. Mt. Pleasant Ave.

0710-31-022-001 Livingston Lodge No. 11 Free and Accepted Masons

19 Burnet St.

b) R-19-135 Approval to Submit Grant Application and Execute Grant Agreement With NJDOT for Milling & Repaving of Sycamore Avenue – Section 2
NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Livingston formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Township Manager and Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Sycamore Avenue-Section Two-00136 to the New Jersey Department of Transportation on behalf of the Township of Livingston.

BE IT FURTHER RESOLVED, that the Township Manager and Clerk are hereby authorized to sign the grant application on behalf of the Township of Livingston and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

c) R-19-136 Authorizing Contract with Mott MacDonald

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Livingston has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced State contract vendors through this resolution and properly executed purchase orders, which shall be subject to all the conditions applicable to current State contracts.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved New Jersey State contract vendors on the attached list, pursuant to all the conditions of the individual State contracts; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2019 or upon the expiration of the vendors' contract, whichever event first occurs.

d) R-19-137 Approving Collective Negotiations Agreement with SOA Local 263

WHEREAS, the Township of Livingston (the "Township") and SOA LOCAL 263 (the "SOA") previously entered into Collective Negotiations Agreement which expired on December 31, 2013; and

WHEREAS, the Township Manager and the SOA have engaged in negotiations to establish the terms of a new successor Collective Negotiations Agreement and, having reached an understanding have agreed to the Collective Negotiations Agreement (the "Agreement"); and

WHEREAS, the Township Manager has recommended that the Township Council approve the Agreement.

NOW THEREFORE, it is hereby resolved that the Township Council of the Township of Livingston hereby approves the Collective Negotiations Agreement with the SOA Local 263 covering the term from January 1, 2014 through December 31, 2021.

On motion duly made and seconded, and on roll call vote of Resolutions R-19-134 through R-19-137, all members present voted YES.

Public Comment

A resident from Carlisle Drive mentioned that all the new construction in the area is causing problems with rat infestations on her property and the neighborhood. She asked the Township to hold the Builders responsible, even if what was being built was termed an "addition" instead of new construction. Township Manager Lewis said he would talk to the Construction Department about her concerns.

Residents of Sherbrooke Parkway and Rossmore Terrace complained about cars speeding on their streets, as well as Audobon Rd, which has become extremely hazardous to pedestrians. They asked if speed bumps could be installed. Township Manager Lewis said he would follow up with the Police Department and Lieutenant Riley.

Bob Hunter, 89 Elmwood Drive, stated that he enjoyed hearing the Police Chief's departmental update.

Mayor Al Anthony thanked Scott Goldman for his efforts with running a very successful Recycling event on June 9th. He also thanked Billy Fine for the Livingston Diversity and Inclusion Committee's organization of the Woman's Veterans Day event. He congratulated Michael Izzo of the West Essex Tribune for winning an award on his editorial.

Adjournment

At 8:57 p.m., the Regular Meeting adjourned.

ALFRED M. ANTHONY, Mayor

CAROLYN MAZZUCCO, Deputy Township Clerk