

BOROUGH OF NEW PROVIDENCE
SUNSHINE NOTICE

PLEASE TAKE NOTICE, The Regular meeting of the Borough Council of the Borough of New Providence, scheduled and previously noticed for Tuesday, September 8, 2020, at 7:30 pm, has been cancelled due to a conflict with a Planning Board meeting.

PLEASE TAKE FURTHER NOTICE , that in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., and in consideration of Executive Order No. 103, issued by Governor Murphy on March 9 2020, declaring a State of Emergency and Public Health Emergency in the State of New Jersey, and extended by Executive Order No. 119 on April 7, 2020, the Borough of New Providence does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of the government, meetings of the Mayor and Borough Council will be held on Monday, September 21, 2020 and Monday, September 28, 2020 at 7:30 PM and , with all Governing Body Members, Professionals, interested parties and members of the public, connected by conferencing software provided by zoom.us. Members of the public are invited to view meetings live using Zoom client, which allows them to participate and contribute with voice and video when they are invited to do so during public portions of the meeting.

Please click the link to join the meeting: <https://us02web.zoom.us/j/3758960561>

Or One tap mobile

One tap mobile

+16465588656,,3758960561# US (New York)

+13126266799,,3758960561# US (Chicago)

Or Telephone:

Dial (for higher quality, dial a number based on your current location): Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Germantown)

+1 346 248 7799 US (Houston)

+1 669 900 9128 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 375 896 0561

When you join a meeting, your microphone will be off (muted) and your camera (if you have one) will not send video to other participants. If you are a speaking participant a moderator will enable your microphone and permit you to enable your video.

TIPS: Controls appear at the bottom of the Zoom window. Open MEETING PARTICPANTS and CHAT. You can use these controls to attract attention, ask a question, or send a text message to other participants.

Wendi B. Barry
Borough Clerk

Date: August 20, 2020

BOROUGH OF NEW PROVIDENCE
COUNCIL AGENDA
September 21, 2020
7:30 PM

CALL TO ORDER.

ROLL CALL:

Mayor Morgan
M. Cumiskey M. Matsikoudis
P. DeSarno R. Muñoz
N. Geoffroy R. Robinson

PLEDGE OF ALLEGIANCE.

PUBLIC NOTICE:

This is a public meeting of the Borough Council of the Borough of New Providence, County of Union and State of New Jersey. Adequate notice of this meeting has been given in accordance with P.L. 1975, Chapter 231, in that an annual notice or revision was made in conformance with Section 13 of the Act.

PUBLIC HEARINGS:

1. [Ordinance 2020-08](#) “An Ordinance Amending And Supplementing Chapter 178 Of The Code Of The Borough Of New Providence Entitled ‘Municipal Parking Areas’

This ordinance amends the annual parking railroad parking lot permits to expire on October 1st. You’ll recall that we extended the original expiration from March 31st to June 30th. Inasmuch as commuting has not increased yet, it has been recommended by our finance professional to increase the expiration again to September 30th.

2. [Ordinance 2020-09](#) An Ordinance Amending And Supplementing Chapter 66 Of The Code Of The Borough Of New Providence Entitled “Length Of Service Awards Program”

APPOINTMENTS:

Municipal Alliance: [Harrison Clewell](#)

Diversity Committee: [Edir Coronado](#) [Samvit Singhal](#)
 [Diane Pereira](#) [Vineet Singhal](#)
 [Mona Shah](#) [Nicolas Velasquez](#)

[Resolution 2020-210](#) Resolution Approving Request Of The New Providence Diversity Committee To Present A Hispanic Heritage Month Celebration To Be Held On October 3, 2020

PRESENTATION:

Our Community For All - Update from Patricia Jacobs, Executive Director

CORRESPONDENCE:

1. [Omland & Sterkorn, June 4, 2020. Re: Pending NJDEP Application 124 South Street.](#)
2. [Union County Freeholders, July 23, 2020. Re: Resolution 2020-572, POW/MIA Remembrance Day.](#)
3. [Jersey Central Power and Light, August 6, 2020. Re: 2020/2021 Annual Compliance Filing for a Change in the Statewide Electric and Gas Permanent Universal Services fund Program Factors.](#)
4. [State of New Jersey, Department of Environmental Protection, August 10, 2020. Re: No further Action Letter, 30 Old Brook Lane.](#)
5. [Township of Chatham, August 14, 2020. Re: Affordable Housing Ordinance.](#)
6. [New Jersey Legislature – District 21, August 17, 2020. Re: Meeting with Jersey Central Power & Light.](#)
7. [Cozen O'Connor, August 19, 2020. Re: Verified Petition of JCP & L for Review and Approval of Increases.](#)
8. [Township of Chatham, August 27, 2020. Re: Redevelopment Ordinance.](#)
9. [Public Service Electric & Gas, August 27, 2020. Re: Petition for 2020 Annual Margin Adjustment Charge.](#)
10. [Jersey Central Power and Light, August 31, 2020. Re: Provision of Basic Generation Service for the Period Beginning June 1, 2021.](#)
11. [Danielle Caserta, August 31, 2020. Re: Traffic Pattern on Fairview Avenue.](#)
12. [Morris Union Jointure Commission, September 1, 2020. Re: Emergency Evacuation Site for 2020-2021.](#)
13. [NJ Transit, September 2, 2020. Re: Public Hearing Senior Citizen & Disabled Residents Transportation Assistant Program.](#)
14. [Mott MacDonald, September 2, 2020. Re: Notification for Submittal of Flood Hazard Individual Permit - Division Avenue Bridge Utility Protection.](#)
15. [Union County Freeholders, September 4, 2020. Re: Public Hearing Notice - Amendment to the Solid Waste Management Plan.](#)
16. [Union County Freeholders, September 4, 2020. Re: Ordinance 817-2020, Construction of New Parking Deck.](#)
17. [Union County Freeholders, September 4, 2020. Re Ordinance 818-2020, Amend Solid Waste Management Plan.](#)

18. [Union County Freeholders, September 4, 2020. Re: Ordinance 819-2020, Land Development.](#)
19. [Rebecca Coniglio, September 8, 2020. Re: Sign Ordinance.](#)
20. [State of New Jersey, Department of Transportation, September 11, 2020. Re: Buy American Requirements.](#)
21. [State of New Jersey, Department of Transportation, September 14, 2020. Re: NJDOT Fiscal Year 2021 Local Freight Impact Fund.](#)
22. [Porzio Bromberg & Newman P.C., September 17, 2020. Re: Board of Adjustment Public Hearing, 1236 & 1248 Springfield Avenue and 84, 115 & 116 Gales Drive.](#)
23. [Verizon, September 18, 2020. Re: Public Hearing for Comments on Application for Renewal of System-Wide Cable TV Franchise.](#)

COUNCIL BUSINESS:

Administration: Councilman Cumiskey, Councilwoman Geoffroy

1. [Resolution 2020](#)-187 A Resolution Authorizing Borough Of New Providence To Enter Into The New Jersey Cooperative Purchasing Alliance Cooperative Pricing Agreement
2. Introduction of [Ordinance 2020](#)-10 “An Ordinance Amending Chapter 147 Of The Code Of The Borough Of New Providence Entitled ”Fees And Licenses””

Community Activities: Councilman Cumiskey, Councilwoman Matsikoudis

1. [Resolution 2020](#)-188 Salary Resolution
2. [Resolution 2020](#)-189 Resolution Authorizing The Application For “Kids Recreation Trust Fund” Grant For The Borough Of New Providence
3. [Resolution 2020](#)-190 Resolution Approving Contracts With The County Of Union For Community Development Block Grants For The Period Of September 1, 2020 Through August 31, 2021

Finance: Councilwoman Geoffroy, Councilman DeSarno

1. [Resolution 2020](#)-191 Resolution Appointing NW Financial Group As Borough Advisors For Covid - Cares Act Related Financial Consulting And Planning For The Borough Of New Providence County Of Union And State Of New Jersey For The Year 2020.

2. [Resolution 2020-192](#) Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2020 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948 – Community Development Block Grants
3. [Resolution 2020-193](#) Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2020 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948, Fy2021 Municipal Alliance Funding Reduction
4. [Resolution 2020-194](#) Resolution Authorizing Payment Of The Attached Bills Payable Lists, In The Amount Of \$ 6,516,070.60
5. [Resolution 2020-195](#) Resolution Approving Corrective Action Plan Required As Part Of The Annual Audit

This required resolution approves our corrective action plan for our annual audit. Although there were no recommendations in our audit, the state requires that we file a corrective action plan. You will see it notes “There are no recommendations in the Audit Report; a Corrective Action Plan is not needed”.

6. [Resolution 2020-196](#) Resolution Certifying Annual Audit

Legal and Regulatory: Councilwoman Matsikoudis, Councilman Muñoz

These are the annual renewals of the liquor licenses

1. [Resolution 2020-197](#) Resolution Relative To Issuance Of Abc Club License To Hilltop Social Club, Inc
2. [Resolution 2020-198](#) Resolution Relative To Issuance Of Plenary Retail Distribution License To Providence Liquors, Inc., A Corporation
3. [Resolution 2020-199](#) Resolution Relative To Issuance Of Plenary Retail Distribution License To Wine Outlet LLC
4. [Resolution 2020-200](#) Resolution Relative To Issuance Of Plenary Retail Distribution License To Dunn, Gibbons & Dunn
5. [Resolution 2020-201](#) Resolution Relative To Issuance Of Plenary Retail Consumption License To Porto Heli Inc, A Corporation
6. [Resolution 2020-202](#) Resolution Relative To Issuance Of Plenary Retail Consumption License To Bistro 73 New Providence LLC
7. [Resolution 2020-203](#) Resolution Relative To Issuance Of Plenary Retail Consumption License To Murray Hill Inn License Services, LLC

8. [Resolution 2020-204](#) Resolution Relative To Issuance Of Plenary Retail Consumption License To Allycat, Inc

Municipal Alliance: Councilman Muñoz, Councilwoman Geoffroy

1. [Resolution 2020-205](#) Resolution Amending Resolution 2019-266 Entitled “Resolution Approving Proposal To The Union County Division Of Planning For Grant Funds For The Municipal Alliance For The Year 2020-2021”

Personnel: Councilman Muñoz, Councilwoman Geoffroy

1. [Resolution 2020-206](#) Resolution Accepting Written Retirement Resignation From Douglas R. Marvin, Borough Administrator Of The Borough Of New Providence
2. [Resolution 2020-207](#) Resolution Appointing Bernadette Cuccaro As Assistant Administrator For The Borough Of New Providence With Appointment As Borough Administrator Upon The Retirement Of Douglas Marvin On February 1, 2021

Public Works: Councilman DeSarno, Councilman Cumiskey

1. [Resolution 2020-208](#) Resolution Authorizing The Application For “Greening Union County 2020” Grant For The Borough Of New Providence
2. [Resolution 2020-209](#) Resolution Approving Shared Service Agreement For Road Paving Services Between The Borough Of New Providence And The Township Of Berkeley Heights

DISCUSSION ITEMS:

COUNCIL COMMITTEE REPORTS:

BOROUGH ADMINISTRATOR REPORT:

PUBLIC COMMENTS:

This is an opportunity for any member of the public to be heard about issues that are not separate topics, scheduled for public hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to three (3) minutes, and may only speak once on any one topic.

FORMAL ACTION:

CONSENT AGENDA (routine items that may be passed by a single roll call vote; any Council member may call for a separate discussion or vote on any item)

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15. [Resolution 2020-201](#) Resolution Relative To Issuance Of Plenary Retail Consumption License To Porto Heli Inc, A Corporation

16. [Resolution 2020](#)-202 Resolution Relative To Issuance Of Plenary Retail Consumption License To Bistro 73 New Providence LLC
17. [Resolution 2020](#)-203 Resolution Relative To Issuance Of Plenary Retail Consumption License To Murray Hill Inn License Services, LLC
18. [Resolution 2020](#)-204 Resolution Relative To Issuance Of Plenary Retail Consumption License To Allycat, Inc
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ADJOURNMENT: