

**MINUTES OF THE BOROUGH OF EAST RUTHERFORD  
MAYOR & COUNCIL  
SPECIAL MEETING HELD ON  
JUNE 6, 2017**

SPECIAL MEETING WAS CALLED TO ORDER BY MAYOR CASSELLA AT 6:06PM. FLAG SALUTE WAS HELD AND MAYOR CASSELLA READ THE FOLLOWING OPEN PUBLIC MEETING STATEMENT WAS READ:

This meeting is a Special Meeting of the Mayor and Council of the Borough of East Rutherford and is called pursuant to the provisions of the Open Public Meetings Law. This meeting was transmitted to the three newspapers listed below on May 22, 2017, posted on the bulletin board at the Municipal Building and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

*The Herald News*

*The Record*

*The Bergenite*

**ROLL CALL:**

<b>Councilmember</b>	<b>Present</b>	<b>Absent</b>
Lahullier	X	
Perry	X	
Stallone	X	
Ravettine	X	
Cronk	X	
Sorbera	X	

Also present were Borough Clerk Danielle Lorenc and Attorney Gerald Salerno

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Mayor Cassella submitted the following resolutions for approval:

**RESOLUTION #82 – 2017**

**A RESOLUTION AUTHORIZING INCLUSION IN THE  
BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM**

**WHEREAS**, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

**WHEREAS**, the current Interlocal Services Cooperative Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

**WHEREAS**, by June 12, 2017, each Municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

**WHEREAS**, it is in the best interest of the Municipality of East Rutherford and its residents to participate in said Programs.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Municipality of East Rutherford hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant Municipality in the Urban County entitlement programs being the Community Development Block Grant Program, the HOME Investment Partnership Program, and the Emergency Solutions Grant Program for the Program Years 2018, 2019, 2020 (July 1, 2018 – June 30, 2021); and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Bergen County Division of Community Development no later than June 12, 2017.

Moved: Councilman Ravettine  
Second: Councilman Perry  
Roll Call: All present vote aye

**RESOLUTION #83 – 2017**

**A RESOLUTION AUTHORIZING EXECUTION OF AN  
AGREEMENT WITH THE COUNTY OF BERGEN TO SUPERSEDE THE  
COOPERATIVE AGREEMENT DATED JULY 1, 2000 AND AMENDMENTS  
THERETO  
ESTABLISHING THE BERGEN COUNTY COMMUNITY DEVELOPMENT  
PROGRAM**

**WHEREAS**, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

**WHEREAS**, it is necessary to supersede an existing Interlocal Services Cooperative Agreement for the County and its people to benefit from these Programs; and

**WHEREAS**, an Agreement has been proposed under which the Municipality of East Rutherford and the County of Bergen in cooperation with other Municipalities, will modify an Interlocal Services Program pursuant to N.J.S.A. 40:8A-1 et seq.; and

**WHEREAS**, it is in the best interest of the Municipality of East Rutherford to enter into such an Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipality of East Rutherford that the Agreement entitled “Three Year Cooperative Agreement” (an Agreement superseding the Cooperative Agreement dated July 1, 2000 – June 30, 2003) to clarify the planning and implementation procedures and to enable the Municipality to make a Three Year irrevocable commitment to participate in the Community Development Block Grant Program, the Home Investment Partnership Program, and the Emergency Solutions Grant Program for the Program Years 2018, 2019, and 2020 (July 1, 2018 – June 30, 2021) be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately in accordance with law.

Moved: Councilman Ravettine  
Second: Councilman Perry  
Roll Call: All present vote aye

**RESOLUTION #84 - 2017**

**WHEREAS**, the Borough of East Rutherford has entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8A-1 et seq. And Title I of the Housing and Community Development Act of 1974; and

**WHEREAS**, said Agreement requires that a Municipal Representative be appointed by the Governing Body of the community to be part of the Southwest Community Development Regional Committee for the term of one year coinciding with the fiscal year – July 1, 2017 through June 30, 2018.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body hereby appoints Al Wright of 769 Morton Street, East Rutherford as its representative to participate on the Southwest Community Development Regional Committee; and

**BE IT FURTHER RESOLVED** that Mayor James L. Cassella be appointed as the alternate representative.

Moved: Councilman Ravettine  
Second: Councilman Perry  
Roll Call: All present vote aye

Mayor Cassella submitted the name of Councilman Jeff Lahullier to serve as his representative.

**RESOLUTION #85 - 2017**

**RESOLUTION APPROVING LICENSE AGREEMENT FOR EROS CAFÉ GROUP LLC PROJECT LOCATED AT BLOCK 76 LOT 1**

**WHEREAS**, the Borough of East Rutherford Planning Board approved the application of **EROS CAFÉ GROUP LLC** for expansion on property located at Block 76 Lot 1; and

**WHEREAS**, a requirement of that approval is that the developer enter into a License Agreement for the grant of a revocable encroachment license to maintain improvements in the borough owned right of way, including existing front steps and two parking spaces; and

**WHEREAS**, the Borough Attorney has reviewed and approved the license agreement.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of East Rutherford that the License Agreement is hereby approved and the Mayor and Borough Clerk are hereby authorized to execute License Agreement

Councilman Ravettine asked what is happening with the Planning Board. They allowed them to increase their seating area in the back and took away parking spaces. He was not even sure if they would have a handicapped parking space.

Councilman Stallone said that the Planning Board did require a handicapped space.

Vote was then taken on Resolution #85

Moved: Councilman Ravettine  
Second: Councilman Stallone  
Roll Call: All present voted aye

Mayor Cassella asked for a motion to open the citizen's hearing:

Moved: Councilman Ravettine  
Second: Councilman Stallone  
Roll Call: All present voted aye

Mayor Cassella asked if anyone in the audience wished to be heard. No response

Mayor Cassella asked for a motion to close the citizen's hearing:

Moved: Councilman Stallone  
Second: Councilman Sorbera  
Roll Call: All present voted aye

Mayor Cassella asked for a motion to adjourn into Executive Session at 6:16PM for personnel and litigation:

### EXECUTIVE SESSION RESOLUTION

**WHEREAS**, the “Open Public Meetings Act” requires that a public body adopt a resolution at an open meeting before going into Closed Session to discuss a matter which excludes the public as permitted under Section 7b;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council will hold a closed meeting at 6:16 p.m. on Tuesday, June 6, 2017 to discuss the following matters:

1. Personnel
2. Litigation

**WHEREAS**, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of East Rutherford that the public be excluded from this portion of the meeting.

Moved: Councilman Stallone  
Second: Councilman Perry  
Roll Call: All present voted aye

Before the Executive Session was held Mayor Cassella asked for a motion to recess the meeting:

Moved: Councilman Stallone  
Second: Councilman Lahullier  
Roll Call: All present voted aye

The Council entered into Executive Session at 7:08PM.

Mayor Cassella asked for a motion to close the Executive Session and reopen the public meeting at 7:59PM:


Moved: Councilman Ravettine  
Second: Councilman Stallone  
Roll Call: All present voted aye

Councilman Stallone made a motion to appoint Captain Dennis Rivelli as Chief of the East Rutherford Police Department effective July 1, 2017 due to the retirement of Chief Larry Minda on June 30, 2017:

Moved: Councilman Stallone  
Second: Councilman Sorbera  
Roll Call: All present voted aye

Mayor Cassella asked for a motion to adjourn the meeting at 8:01PM:

Moved: Councilman Stallone  
Second: Councilman Sorbera  
Roll Call: All present voted aye

A handwritten signature in black ink, appearing to read 'Danielle Lorenc', written in a cursive style.

Danielle Lorenc, RMC