



**SCOTT A LUNA  
VINCENT MARTIN  
EMIL CARAFA JR.  
ALBERT DICHARA  
JOSEPH P LETO IV**

**MAYOR  
DEPUTY MAYOR  
COUNCILMAN  
COUNCILMAN  
COUNCILMAN**

(This agenda is posted to inform the public of actions being considered by the Mayor and Council. There may be additions and deletions prior to the Council Meeting before taking final action.)

**REGULAR MEETING OF THE LODI BOROUGH COUNCIL  
FEBRUARY 21, 2023 - 7:00 P.M.**

**CALL TO ORDER  
OPEN PUBLIC MEETING NOTICE  
PLEDGE OF ALLEGIANCE  
ROLL CALL**

**CERTIFICATES AND AWARDS**

- Proclamation presentation to **2022 Lodi Police Department's Police Officer of the Year, Sergeant Dominic Miller**
- Certificate of Recognition presentation to **Boys & Girls Clubs of Lower Bergen County Program Director Teresa C. Kersey**

**APPROVAL OF MINUTES**

Executive Meeting      January 10, 2023  
**CM Leto  
CM DiChiara  
CM Carafa  
Deputy Mayor Martin  
Mayor Luna**

Closed Session      January 10, 2023  
**CM Leto  
CM DiChiara  
CM Carafa  
Deputy Mayor Martin  
Mayor Luna**

Regular Meeting                      January 17, 2023  
CM Leto  
CM DiChiara  
CM Carafa  
Deputy Mayor Martin  
Mayor Luna

## **COMMUNICATIONS**

## **REPORT OF THE MANAGER**

## **RESOLUTIONS**

Executive Council Meeting - Tuesday, March 14, 2023; 6:00 P.M.

Regular Council Meeting - Tuesday, March 21, 2023; 7:00 P.M.

## **CONSENT AGENDA**

(These resolutions are matters covering operation of government and will be passed by one roll call vote covering all items on the consent agenda.)

1. Resolution No. 23-13 approving Bills for February 2023.
2. Resolution No. 23-14 authorizing the proper official to refund and credit the following overpayment of taxes due to a County Board Judgement: Block 155, Lot 41, 183 Garibaldi Avenue, Lodi; Year 2022 and Year 2023.
3. Resolution No. 23-15 authorizing the refund of a Road Opening Permit, Escrow Deposit #10878 in the amount of \$500.00 to MPS Hoist & Crane LLC with offices located at 73 Passaic Street, Passaic for property located at 427 Westminster Place, Lodi.
4. Resolution No. 23-16 rescinding and cancelling Resolution No. 22-175 previously adopted September 20, 2022 approving the execution of a Laboratory Services Agreement between the Borough of Lodi and Advantage Diagnostics Clinical Laboratory, LLC.
5. Resolution No. 23-17 authorizing entering into an Agreement with Peter J. Lupo, Esq. of Hoplite Communications, LLC providing 5G Wireless Consulting Services for the Borough of Lodi.
6. Resolution No. 23-18 authorizing the Borough of Lodi through the Lodi Police Department to participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to enable the Lodi Police Department to request and acquire excess Department of Defense equipment.
7. Resolution No. 23-19 authorizing the proper officers to refund the following overpayment of taxes due to a State Tax Court Judgment: Block 164, Lot 23, 7 Gates LLC; 98 Sidney Street, Lodi; Year 2018: \$3,246.00; Year 2019: \$3,240.00; Year 2020: \$3,265.00.

8. Resolution No. 23-20 approving the Person-to-Person transfer of Plenary Retail Distribution Liquor License No. 0231-33-034-005.
9. Resolution No. 23-21 authorizing the Fire Marshal/Fire Prevention Bureau to issue a Vehicle Dealer License to Mario Di Martino d/b/a Masters 46 Auto Corp., 188 Route 46 East, Lodi.
10. Resolution No. 23-22 entering into an Agreement with Insurance Design Administrators ("I.D.A.") for the provision of non-exclusive Health Insurance Plan Administration Services for the period of January 1, 2023 through December 31, 2023.
11. Resolution No. 23-23 authorizing the refund of Building Department Permit #20230018 in the amount of \$80.00 to Lombardo Environmental, 32 Bushes Lane, Elmwood Park for property located at 434 Passaic Ave, Lodi.
12. Resolution No. 23-24 authorizing the refund of Road Opening Permit, Escrow Deposit #10959 in the amount of \$500.00 to Constance Murray with property located at 23 Leo Place, Lodi.
13. Resolution No. 23-25 covenanting to comply with the provisions of the Internal Revenue Code of 1986, as amended, applicable to the exclusion from gross income for federal income tax purposes of interest on obligations issued by the Borough of Lodi and authorizing the Mayor, Borough Clerk, Chief Financial Officer and other Borough Officials to take such action as they may deem necessary or advisable to effect such compliance and designating a \$9,990,000 Bond Anticipation Note dated February 14, 2023, payable February 9, 2024, as a "Qualified Tax-Exempt Obligation" pursuant to Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.
14. Resolution No. 23-26 authorizing entering into a Municipal Services Agreement with Max Fluss, Inc. on behalf of Lodi Manor, LLC (for Solid Waste 2023).
15. Resolution No. 23-27 authorizing the Borough of Lodi to execute an Agreement with the County of Bergen for the purpose of using a \$144,447.00 matching grant award for the 2022 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund for the municipal park project entitled "Memorial Park: Improvements and Upgrading of the Track and Concrete Pad".
16. Resolution No. 23-28 approving the Place-to-Place transfer of Plenary Retail Distribution Liquor License No. 0231-44-006-008.
17. Resolution No. 23-29 approving the settlement of a tax appeal filed on behalf of Lodi UE LLC et al. under Tax Court Docket No(s). 003187-2018; 004183-2019; 006044-2020; 005165-2021 and 004787-2022.

**CM Leto**  
**CM DiChiara**  
**CM Carafa**  
**Deputy Mayor Martin**  
**Mayor Luna**

## **ORDINANCES**

### **INTRODUCTION - ORDINANCE NO. 2023-01**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF LODI CHAPTER 235, ARTICLE IV, SECTION 235-14 ATTACHMENT 1 FEE SCHEDULE

CM Leto  
CM DiChiara  
CM Carafa  
Deputy Mayor Martin  
Mayor Luna

### **INTRODUCTION - ORDINANCE NO. 2023-02**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF LODI SECTION 585-16A ENTITLED PROHIBITED SIGNS

CM Leto  
CM DiChiara  
CM Carafa  
Deputy Mayor Martin  
Mayor Luna

## **B RESOLUTIONS**

***Public Emergency & Exigency was declared at the Executive Council Meeting, February 14, 2023. Action was taken on the below Resolution.***

1. Resolution No. 23-30 declaring a Public Emergency and Exigency for repair of a 15 inch Storm Water Pipe break on Massey Street, Lodi.

**MOTION:** CM Leto, Second CM Carafa to Approve Resolution No. 23-30

**AYES:** (4) CM Leto, CM Carafa, Deputy Mayor Martin, Mayor Luna

**ABSENT:** (1) CM DiChiara

## **MAYOR AND COUNCIL REPORTS**

## **OLD BUSINESS**

## **NEW BUSINESS**

## **HEARING OF CITIZENS**

## **ADJOURNMENT**

**TIME:** \_\_\_\_\_