

MUNICIPAL COUNCIL AGENDA

A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD IN THE COUNCIL CHAMBERS, CITY HALL, 29 NORTH DAY STREET, ORANGE, NEW JERSEY, ON TUESDAY, JUNE 16, 2009 IMMEDIATELY FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

PLEASE STAND FOR A MOMENT OF SILENCE

2) ROLL CALL	PRESENT	ABSENT
Hon. Hassan Abdul-Rasheed (West Ward)	_____X_____	_____
Hon. Tency A. Eason - Vice Pres. (North Ward)	_____X_____	_____
Hon. Elroy A. Corbitt (At-Large)	_____X_____	_____
Hon. Edward B. Marable, Jr. (South Ward)	_____X_____	_____
Hon. Rayfield Morton (At-Large)	_____X_____	_____
Hon. Donna K. Williams (At-Large)	_____X_____	_____
Hon. Lisa Y. Perkins (East Ward)	_____x_____	_____
Council President		

ALSO PRESENT

Dwight Mitchell, Municipal Clerk	_____X_____	_____
Hon. Eldridge Hawkins, Jr., Mayor	_____	_____
Nathaniel M. Davis, Legislative Research Officer	_____	_____X_____
Marvin T. Braker, City Attorney	_____X_____	_____
John Mason, Business Administrator (Acting)	_____X_____	_____
	_____	_____

3) Municipal Clerk announces that the requirement of N.J. S.A. 10:4-9 et. seq., “Sunshine Law” has been met. A notice of this meeting was sent to the Star Ledger and published in the Orange Transcript on July 3, 2008, posted on the Bulletin in City Hall and filed in the Office of the Municipal Clerk.

4) APPROVAL OF MINUTES OF PREVIOUS MEETINGS

CONFERENCE & REGULAR MEETING MINUTES JUNE 3, 2009

Motion:

Second:

Hon. Hassan Abdul-Rasheed

Hon. Rayfield Morton

9:08:43

The roll call by the Municipal Clerk was as follows:

AYES: Hon. Hassan Abdul-Rasheed, Hon. Elroy A. Corbitt, Vice President
Tency A. Eason, Hon. Edward B. Marable, Jr., Hon. Donna K. Williams, Council President Lisa Y. Perkins

NAYS:

ABSTAINERS:

ABSENT:

5) REPORTS

Department of Community Services- month of May 2009-\$13,945.40

Municipal Clerk- Month of May 2009 - \$676.25

CONSTABLE REPORTS

None

President directs Clerk to file reports

6) COMMUNICATIONS AND PETITIONS

None

7) CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

PURSUANT TO SECTION 4-10 OF THE CODE OF THE CITY OF ORANGE TOWNSHIP, "EACH PERSON ADDRESSING THE COUNCIL SHALL STEP UP TO THE MICROPHONE, SHALL GIVE HIS OR HER NAME IN AN AUDIBLE TONE FOR THE RECORDS, AND UNLESS FURTHER TIME IS GRANTED BY THE PRESIDING OFFICER, SHALL LIMIT HIS OR HER ADDRESS TO TEN (10) MINUTES".

PUBLIC IS EXPECTED TO CONDUCT THEMSELVES IN A PROPER MANNER, ANY DEROGATORY, ABUSIVE OR THREATENING STATEMENTS WILL NOT BE PERMITTED. THE CHAIR WILL IMMEDIATELY RULE SUCH CONDUCT OUT OF ORDER AND TERMINATE ANY FURTHER COMMENTS.

Council President Perkins calls Jim Brennan

Jim Brennan, 300 Oakwood Avenue

Mr. Brennan stated that he is would like to make clear that he is also a relative of Jim DeMarzio, Byron Chief of this town and you people got to vote that the dedication of the our fire station on Lincoln Avenue make the fire station DeMarzo Way. Number two you all go this about the trip to Wildwood if you know anyone that wants to go on again its September 11-14, 2009. I am also here to talk about another issue that for Orange Park I know it's a County Park but the streets around it are literally considered Orange. Oakwood Avenue we have a problem when parking on Sunday when it comes to St. Mathew Parking when St. Mathew Parking and also when people want to enjoy the park on Sunday morning. Again there got to be an issue resolved with St. Mathews there's an empty lot that they can use on Harrison to park if they really want to. Because it is very hectic on Sunday mornings. Also, I would like to say to Ms. Kempt and Ms. Valarie Jackson they are the best workers you have here and keep them forever if possible. I know, also to the temporary fire chief I think is Mr. Count, Mayor Hawkins I hope you can find someone more incredible than my cousin was and worked hard and thank you.

Council President Perkins called William R. Lewis

William R. Lewis, 688 Mosswood Avenue

Mr. Lewis stated thank you very much good evening Madam President, members of the Orange City Council. Question that the council needs to know on Ordinance 13-2009 what is the replacement for the UEZ advisory committee. The ordinance and the discussion have been removing the committee and who can possible replace it but their no formal set down of who is going to replace it which leaves open and there is a gap in their the council needs to know that. Resolution 159-2009 you did answer one of the questions I had on that but the other one is does the council review that list to see if their conflicts that may exist from a family standpoint? Resolution 167-2009 – I step out of the room for a moment and you were discussing something and may have been this one but it was grant funds for city hall and question and the council what is the purpose for that. Did have something on 172 but you kind of covered that resolution 172. There is an issue that has come up a couple times and I just wanted to address it under the heading of good housekeeping. In the municipal code Chapter 4 – 9C relative to the pre meeting conference the meeting before this that the council quoting from the I didn't feel like bringing the book in but my carriage is pretty good. The council may hold pre meeting conferences in preparation for regular meetings. There seems to be some question as to what was the purpose of that meeting. And as I have said time and time again you got to read the book so uh thank you very much ... Good Evening.

Council President Perkins calls Jeffrey Feld

Jeffrey Feld, 268 Main Street

SEE ATTACHED DOCUMENT

Question from Mr. Feld addressing the Business Administration. Mr. Feld asked the acting BA can you explain to us how the \$250,000 in stimulus monies will be used?

Comment from BA: I would have to research that for you Mr. Feld and get back to you Mr. Feld I will make a note.

Mr. Feld had some clarification as to the shelf registration of professional services will separate resolution be brought before this governing body to approve this specific retention for that law firm in a specific matter whether a cap will be imposed on the retention because typically when other outside firms be retained theirs been a cap placed on the retention such as \$10,000 or \$15,000. Will such a resolution or cap be imposed?

Council President to City Attorney Marvin Braker

City Attorney Marvin Braker stated no one has been hired as of yet but obviously when they are hired we do bring the resolution before the council for that purpose.

Mr. Feld stated thank you for that clarification.

Council President Perkins called Robert Perez.

Mr. Perez has left the meeting.

Council President Perkins called Perry Gillespie

Perry Gillespie, 413 Berwick Street

Mr. Perry Gillespie introduced himself and stated he lived on Berwick Street. On May 19, 2009 and Mr. Gillespie addressed the issued of the cats that was littering on his property. They set up traps or cages either June 1st or the 2nd and they were up until the 5th. I understand that week their was a lot of rain. I know that is not good to catch the cats while it is raining. I spoke with Mr. Maderal about this on June 9, 2009. I called him and traps were set up again on 15th and they are still up now. When the traps are set up the cats disappears. When they remove the traps the cats come outs again. The owner called me last evening and said that she had someone to take all of the cats and they would be gone by Monday. Now the question might come to your mind if this is the case then why am I coming tonight? I am coming because I do not want this to fall through the cracks again. I have been confronted with this year after year for at least 6 or more years. Every year the same thing. Now once the traps are removed the cats come outs again. I am going to stay on this issue until they are removed. Until they stop come on my property. I will give you a report if she got rid of all the cats. Thank You.

Council President Perkins called Derrick Brown.

Mr. Brown has left the meeting.

Council President Perkins called Gloria Stewart.

Gloria Stewart, 62 Hampton Terrace

Mrs. Gloria Stewart resident of Orange I would just like to start off by saying she is touched by the legislature of Chief DeMarzo. All of the things that were stated tonight was humbling and it was sort of subduing to her. It left her calm but she wants to say with that we talk about transparency and hearing all the good things about him and what he has done and meant for Orange. I hope we can take that and move forward in a positive way and that we are transparent which is always the term that we use when it comes to doing the business of this city. She would also like to say she was please with Ms. Kempt comments because she expressed her concerned for all residents of Orange and that we receive the same services and for that I applaud her whether that means anything to her or not coming from me but I feel that way and I like to speak it if I feel it. Thank you Ms. Kempt. I am going to go on to the pot holes and I know she is trying to fill them and I guess some materials are short the pot whole that is on Central Avenue and right by Kirks Auto is still a hole and then I noticed the one on Berkeley I think that was taken care of. So I just want to put that out hoping that it to will be filled the pot hole on Central Avenue at the intersection where Kirk is located. I would also like to say Council woman Williams I hope that you are continuing your effort with the salons the research that you are doing. I do not want it to come up like some of the resolutions where we didn't have enough information or you didn't mention it and I think tonight was an example of something that you were discussing and because it wasn't continued now you want to move forward instead of tabling it and getting all the kinks worked. This is just food for thought that you would continue and not wait to long with that. I want to ask a question as relates to the UEZ zone. You are getting rid of the advisory board and your voting to undue something that has been in place but I would like to know for my own edification what was in place and what are you going to do to replace it and when you do that how is it going to be more beneficial than what you have now?

Council President Perkins asked would you like an answer now? Ms. Stewart said I most certainly do.

Council President Perkins to the BA

BA deferred to Valarie Jackson on this question.

Valarie Jackson, Director of Planning

This was a matter for discussion several months ago where I discussed it at length in terms of the pros and cons and I will be glad to sit with you individually and talk about it. But again it is a matter that was brought to council as a matter of discussion that we discussed at length a couple of months ago.

Ms. Gloria Stewart stated Understood that because she asked a question I just a brief explanation. The explanation

Motion to Close Citizen Comments:

Second:

8) COUNCIL COMMENTS

9) ORDINANCES – SECOND READING/PUBLIC HEARING

12-2009 An ordinance to amend the Code of the City of Orange Township. Chapter 74, “Construction Codes, Uniform,” to amend fees for plumbing permits in its entirety.

a) Second Reading by Title

b) Motion to close public Hearing:

Second:

c) Motion for Final Adoption:

Second:

13-2009 An ordinance amending Chapter 4 of the City Code of the City of Orange Township and repealing ordinance 6-99 which established a UEZ volunteer Advisory Board.

Second Reading by Title

a) Second Reading by Title

b) Motion to close public Hearing:

Second:

c) Motion for Final Adoption:

Second:

10) ORDINANCE INTRODUCTION /FIRST READING

16-2009 An ordinance to amend the Code of the City of Orange Township, Chapter 74, entitled “Construction Codes, Uniform,” to amend fees for building and elevator permits.

a) Motion to adopt on First Reading

Second:

b) Public Hearing August 5, 2009

11) CONSENT AGENDA

ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE OF THE AGENDA.

RESOLUTIONS - *157-2009 -*172-2009

- *157-2009** A resolution approving the bill list dated June 3, 2009 and approving checks issued by the Finance Department in accordance with Ordinance 2-95.(PAGES 1-19, GRAND TOTAL: \$ 606,498.63)
- *158-2009** A resolution appointing Weldon Montague, III as Commissioner of the Orange Insurance Fund Commission.
- *159-2009** A resolution authorizing the law firms of Clarence Barry-Austin, Tracey S. Cosby, Hunt, Hamilton & Ridley, Roth Horowitz, Kologi Smintz, Love & Long, David Stanziale, Russo & Della Badia, James A. Wolfe, and Francesco Taddeo, to serve as defense counsel for the City, its officers and employees.
- *160-2009** A resolution authorizing a contract with Grimaldi Interpreting and Translating Services as Court Reporter for the City of Orange Township Municipal Court for a one-year period, July 1, 2009 through June 30, 2010, in an amount not to exceed \$20,000.00.
- *161-2009** A resolution authorizing the purchasing of a computer for the Department of Community Services, Recreation Division from Dell Marketing LP, in an amount not to exceed \$1,650.00.
- *162-2009** A resolution approving the submission of an application to the State of New Jersey Urban Enterprise Zone Authority for the Central Avenue Streetscape Project Phase I, in the amount of \$750,000.
- *163-2009** A resolution authorizing Metcom Security Systems located at 15 Furler Street, Totowa, New Jersey 07512 to upgrade the existing building security system in City Hall, 29 North Day Street, Orange, New Jersey 07050 in an amount not to exceed \$6,115.00.
- *164-2009** A resolution awarding additional funds to Kirk's Orange Tire & Auto Services for the purchase and mounting of various tires for all municipal owned vehicles and heavy duty equipment due to unforeseen emergencies in the amount not to exceed \$20,000.00.
- *165-2009** A resolution awarding additional funds to R.E. Plumbing & Heating, Inc., 31 Wilson Terrance, Livingston, New Jersey 07039 for additional emergency plumbing and heating services in the amount not to exceed \$15,000.00.

- *166-2009** A resolution awarding additional funds to Smith Boring & Parts Co., Inc. for additional emergency purchases of automotive parts for the repairs of city owned vehicles and equipment in the amount not to exceed \$12,000.00.
- *167-2009** A resolution authorizing the acceptance of a grant by the Garden State Historic Preservation Trust Fund administered by the New Jersey Historic Trust for Orange City Hall in the amount of \$140,500.00.
- *168-2009** A resolution authorizing Change Orders No. 1 and No. 2 to modify the contract to meet unforeseen site conditions for the project known as the Mountain Well Improvements and Chestnut Street Treatment Facility and Pump Station Replacement in the amount not to exceed \$11,032.32.
- *169-209** A resolution awarding additional funds to International Salt Company, 655 Northern Boulevard, P.O. Box 540, Clarks Summit, Pennsylvania 18411-0540 for the purchase of additional mineral rock salt for the Department of Public Works under the MCCPC #3 in the amount not to exceed \$53,952.23.
- *170-2009** A resolution awarding a contract to Driscoll Foods, 174 Delawanna Avenue, Clifton, New Jersey 07014 in the amount of \$144,795.44 for the Summer Program for Children 2009.
- *171-2009** A resolution to insert special items of revenue and appropriations of equal amounts in the Fiscal Year 2009 Budget.
- *172-2009** A resolution appointing Samuel Klein and Company, 550 Broad Street, Newark, New Jersey 07102, as Auditors for the City of Orange Township for the Fiscal Year 2009 in an amount not to exceed \$96,750.00.

MOTION TO ADOPT CONSENT AGENDA

Second:

12) OTHER PENDING BUSINESS

13) MOTION TO ADJOURN

Motion:

Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Meeting will be held on Tuesday July 7, 2009 in the Council Chambers, City Hall, 29 North Day Street, Orange, New Jersey 07050 at 7:00 p.m.