

THIS WAS THE 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 WEDNESDAY, AUGUST 5, 2015 IMMEDIATELY FOLLOWING THE CONFERENCE MEETING.

The Chair led all assembled in a Salute to the American Flag.

Roll Call:

Present: Councilman Kerry Coley, East Ward
Councilman Elroy A. Corbitt, At-Large
Councilwoman Tency A. Eason, North Ward
Councilman Harold Johnson, Jr. West Ward
Councilwoman Jamie Summers-Johnson, South Ward
Councilwoman Donna K. Williams, At-Large

Also Present: City Clerk, Joyce L. Lanier
Mayor's Representative, Willis Edwards III
Finance Director, Adrian Mapp
City Attorney, Dan Smith
Legislative Research Officer, Kevin Harris
Senior Clerk, Margarett Homere
Acting Police Director, John Wade
Chief Financial Officer, Joy Lascari

Absent: Mayor Dwayne D. Warren, Esq
Council President April Gaunt-Butler, At-Large

The City Clerk announces that the requirement of N.J. S.A. 10:4-9 et. seq., the Sunshine Law had been met. A notice of this meeting was sent to the Record-Transcript and published in the Star Ledger on July 16, 2015, posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

The Chair entertained a motion to go into recess.

Motion to recess by Councilwoman Williams, seconded by Councilwoman Eason.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries.

The Chair entertained a motion to go into Executive Closed Session.

Motion by Councilwoman Eason, seconded by Councilwoman Williams

Roll Call:

- Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
- Nays: None
- Abstain: None
- Absent: Gaunt-Butler

Motion Carries.

The residents and administration were asked to leave the Council Chambers. Once they left the room Attorney Tarver told the City Clerk and her Senior Clerk to leave the Executive Session due to attorney client privilege. The Clerk and the Senior Clerk left the room. The City Clerk, the Senior Clerk and Attorney Smith were called back into the Chambers to discuss the Sims litigation resolution 208-2015.

The Council returned from the Executive Session and the Chair reported that Ordinance 44-2015 would be removed from the agenda.

APPROVAL OF MINUTES MEETINGS

- **Motion to approve the Reorganization meeting minutes of July 1, 2015, by Councilwoman Eason, seconded by Councilwoman Summers-Johnson.**

By consensus the Reorganization meeting minutes were approved.

- **Motion to approve the Conference and Regular meeting minutes from July 1, 2015, by Councilwoman Eason, seconded by Councilwoman Summers-Johnson.**

By consensus the Regular and Conference meeting minutes were approved.

- **Motion to approve the Special Meeting minutes of July 14, 2015, by Councilwoman Eason, seconded by Councilwoman Williams.**

By consensus the Special Meeting minutes were approved.

The City Clerk gave the following reports for the month of June.

JUNE 2015 REPORTS

- Clerk’s Office: \$1,177.20
- Department of Planning & Economic Development: \$113,455.00
- Department of Community Service: \$39,197.50

CONSTABLE REPORTS

- Darnell Brodie-No activity
- Richard Noizy--Security Service Pro Cops- June 1, 2015 -June 3, 2015
- Muhammad Toure- No activity

OPRA REQUESTS

- 131 Items requested of which 125 were competed and 6 are pending

COUNCIL REPORTS

- There were no Council Reports.

COMMUNICATIONS AND PETITIONS

- There were no communications or petitions.

CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

The City Clerk made the following statement.

“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 record, and unless further time is granted by the presiding officer, shall limit his or her address to (5) minutes.

The 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.”

The following residents and business owners made comments.

- Mr. William Lewis commented on the way the Council was handling the budget process and the Council meetings.
- Mr. Jeffery Feld
 - Commented that Councilman Johnson should make an OPRA request regarding the \$100,000.00 amount for the YWCA.
 - Asked for the terms of the Sims settlement.
 - Reported that he had requested via an OPRA request a copy of the notice of adoption for the Oakwood Towers Ordinance that had been adopted on July 1, 2015 and he had not received the notice of adoption.
 - Questioned the payments to an E. Davis that was on the Bill List, asked what the litigation was and why there are three references to that name on the Bill List.
- Ms. Gloria Stewart
 - Offered positive comments on the success of the National Night Out caravan.
 - Expressed her enthusiasm about the Council Meeting being televised and that Mr. Edwards, the Deputy Business Administrator was present.
 - Commented that the Finance Director of Orange should not be a Mayor for another City. Ms. Stewart did not believe that the Finance Director was forthcoming regarding his statements on Easy Pass and accountability.
 - She was not pleased with the limitation on Citizens Comments.
 - Mentioned her disappointment about an article in the Orange Transcript about a person from Orange.
- Ms. Katalin Gordon
 - Commented on the first paragraph of Resolution 212-2015 and the lack of backup for that resolution.
 - Expressed her happiness regarding the meeting being televised but had comments on how the meeting was being captured by the camera.
 - Requested the settlement amounts for Mr. Sims.

- Stated that she was concerned about the updating of tax records by the City's Tax Department.
- Mr. Hurley was concerned about parking on the street he lives on and asked why the Police are not ticketing the illegally parked cars. Mr. Hurley was concerned about properties around his home that was not being maintained.

The Chair requested responses to the residents' questions.

- A representative from the Department of Public Works addressed Mr. Hurley's concerns regarding the property issues. The Chair stated that Mr. Hurley would get an answer regarding the illegally parked cars.
- Attorney Smith stated that the settlement to Mr. Sims cannot be given until the vote on the resolution is taken. The E. Davis amounts on the Bill List are installments to Mr. Davis, who was an employee and those are his settlement payments.
- Mr. Edwards responded to Ms. Gordon's question regarding the tax records stating that the City is currently searching for a tax collector. Mr. Edwards also stated that the Tax Department is working within the guidelines of the State of NJ.

Motion by Councilwoman Summers-Johnson, seconded by Councilwoman Williams, to close the citizen comments.

The Motion was approved by a unanimous vote.

COUNCIL COMMENTS

- Councilwoman Summers-Johnson reported on a number of activities that would be taking place in August.
- Councilwoman Williams reported that she had attended part of the National Night Out and that the caravan needs to get to the South Ward earlier. She sent her condolences to the Caraway family for their loss.
- Councilwoman Eason also gave her condolences to the Caraway family. Councilwoman Eason reported on activities in Orange. She thanked the residents for participating in the National Night Out.
- Councilman Coley thanked his father for coming to the meeting. Thanked DPW for taking care of some buildings on Hickory St and other locations. Councilman Coley requested that residents from the East Ward please call him if they are having issues.
- Councilman Johnson, Jr. thanked the residents for coming out for National Night Out. Councilman Johnson, Jr. asked if there are people working the cameras for the meetings. Councilman Corbitt stated that there is new equipment and the people using it are adjusting to the new equipment. Councilman Johnson, Jr. asked about the Highland Train Station money. Ms. Lascari addressed the Councilman's questions.
- The Chair requested that the administration air the Council meetings more than once for residents that miss the Tuesday night airing.

ORDINANCES-SECOND READING/PUBLIC HEARING

ORDINANCE POSTPONED FROM PREVIOUS MEETING

The Chair stated that Ordinance 24-2014 was being postponed.

24-2015 An ordinance creating the City of Orange Township Arts & Culture Commission and to further provide for membership, tasks and responsibilities, other administrative functions and other general provisions. (Sponsored by: Council Member April Gaunt-Butler)

The Clerk read Ordinance 40-2015 by Title.

40-2015 An ordinance amending Chapter 26-6.1 of the Municipal Code of the City of Orange Township entitled contracted off duty employment of Police Officers.

The Chair declared the time open for a hearing on Ordinance Number 40-2015. Seeing no one, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Eason, second by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries

Motion to adopt Ordinance Number 40-2015 by Councilwoman Eason, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries

The Clerk read Ordinance 41-2015 by Title.

41-2015 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled "Vehicles and Traffic", Section 200-33 No Parking certain hours on Watchung Avenue

The Chair declared the time open for a hearing on Ordinance Number 41-2015. Seeing no one, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Eason, second by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
 Nays: None
 Abstain: None
 Absent: Gaunt-Butler

Motion Carries

Motion to adopt Ordinance Number 41-2015 by Councilman Johnson, Jr., seconded by Councilwoman Williams.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
 Nays: None
 Abstain: None
 Absent: Gaunt-Butler

Motion Carries

ORDINANCES INTRODUCTION/FIRST READING

The Clerk read Ordinance 42-2015by Title.

42-2015 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-32 No Parking at all Times to provide adequate space in the area for emergency vehicles usage. (High Street)

Motion that Ordinance 42-2015 be introduced on first reading and that the public hearing would be held September 1, 2015 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr.,Summers-Johnson, Williams
 Nays: None
 Abstain: None
 Absent: Gaunt-Butler

Motion Carries

The Clerk read Ordinance 43-2015by Title.

43-2015 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-16, Loading Zone (Alden Street)

Motion that Ordinance 43-2015 be introduced on first reading and that the public hearing would be held September 1, 2015 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr.,Summers-Johnson, Williams
 Nays: None
 Abstain: None
 Absent: Gaunt-Butler

Motion Carries

The Clerk stated that Ordinance 44-2015 has been withdrawn.

44-2015 An ordinance to amend Chapter 156, Property Maintenance, entitled “Violations and Penalties” of the Code of the City of Orange Township.

The Clerk read Ordinance 45-2015 by Title.

45-2015 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-52-1, Handicapped Parking Spaces. (452 Meade Street – East Side)

Motion that Ordinance 45-2015 be introduced on first reading and that the public hearing would be held September 1, 2015 by Councilwoman Eason seconded by Councilwoman Williams.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr.,Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries

The Clerk read Ordinance 46-2015by Title.

46-2015 An ordinance to amend the Code of the City of Orange Township, Chapter 185, “Streets & Sidewalks”, Section 185-13 Excavations & Street Opening

Motion that Ordinance 46-2015 be introduced on first reading and that the public hearing would be held September 1, 2015 by Councilwoman Williams seconded by Councilwoman Eason.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr.,Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries

CONSENT AGENDA

The City Clerk read the following statement.

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 request, in which event, the item will be removed from the general order of business and considered in its normal sequence of the agenda.

Motion to suspend the rules for the addition of resolutions 216-2015 and 217-2015 by Councilwoman Eason, seconded by Councilwoman Williams.

The Chair stated that Resolution 216-2015 is a resolution authorizing the purchase of 410 parking meters from IPS Group I8, 5601 Oberlin Drive, Suite 100, Santiago Ca. for an amount not to exceed \$222,425.00.

The Chair stated that Resolution 217-2015 was revised to insert special items of revenue and appropriations in the 2015 budget for various Community Block Grants in the amount of \$354,242.00.

Councilman Coley questioned if resolution 207-2015 was the same as 217-2015. Ms. Lascari explained the difference between 207 and 217.

Councilwoman Williams asked why 217-2015 has to be walked-on at this meeting providing her reasons for her questions. Mr. Edwards and the Chair provided her with answers.

Roll Call:

- Ayes: Coley, Corbitt, Eason, Summers-Johnson,
- Nays: Johnson, Jr., Williams
- Abstain: None
- Absent: Gaunt-Butler

Motion Carries

RESOLUTIONS NO. *207-2015*214-2015

RESOLUTION POSTPONED FROM PREVIOUS MEETING *207-2015 & 208-2015

The Chair asked if there were any resolutions that should be removed for discussion.

- *207-2015** A resolution authorizing the acceptance of Community Development Block Grant Funds for the Year 2015. **(Removed for a separate vote)**
- *208-2015** A resolution settlement of litigation entitled **Hakim Sims V. City of Orange Township, Et Al.**

- *209-2015** A resolution authorizing the refund of taxes due to State Board Judgments in the amount of **\$155,919.87.**
- *210-2015** A resolution to authorize the **City of Orange Township – Police Department to exchange vehicles with Borough of Essex Fells – Police Department.**
- *211-2015** A resolution reappointing **Carolyn Hardaway as Commissioner to the Insurance Fund Commission of the City of Orange Township.**

- *212-2015** A resolution certifying compliance with the directive of the Division of Local Finance, Department of Community Affairs, regarding the Annual Audit for the Calendar Year 2015.**(Removed for separate vote)**
- *213-2015** **A resolution commemorating the one hundred and seventy-fifth (175th) anniversary of Rosedale Cemetery.**
- *214-2015** **A resolution celebrating the Life, Work and Achievements of Reginald Miller.**
- *215-2015** A resolution approving the bill list for council meeting vote on August 5, 2015 dated August 1, 2015 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 5,481,033.71) **(Removed for a separate vote)**
- *216-2015** A resolution authorizing the purchase of 410 parking meters from IPS Group I8, 5601 Oberlin Drive, Suite 100, Santiago CA. for an amount not to exceed \$222,425.00.**(Removed for a separate vote)**
- *217-2015** A resolution to insert special items of revenue and appreciations for the amounts in the 2015 budget for various community block grants in the amount of \$354,242.00. **(Removed for a separate vote)**

Motion to approve the Consent Agenda (with the corrections as noted) by Councilwoman Eason, seconded by Councilwoman Williams.

Roll Call:

- Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
- Nays: None
- Abstain: None
- Absent: Gaunt-Butler

Motion Carries.

The Clerk read Resolution 207-2015 by Title.

207-2015 A resolution authorizing the acceptance of Community Development Block Grant Funds for the Year 2015.

Motion to approve Resolution 207-2015 by Councilwoman Summers-Johnson, seconded by Councilwoman Eason.

Questions by Council Members.

- Councilwoman Williams asked if the award letter had been received for these grants. Ms. Lascari responded that the Council had been given the attachment from the Community Development Block Grant which outlines the grants they are awarding the City. The City Clerk reported that the resolution had to be amended because it had been changed. The total amount had changed.

Motion to amend the total amount on resolution 207-2015 to \$354,242.00 by Councilwoman Summers-Johnson, seconded by Councilwoman Eason.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries.

The Clerk read the following amendments for 207-2015.

The following programs were removed:

- The Orange Public Library Saturday Literacy Program - \$20,000.00
- Helping Hands & Ears- Food Pantry – \$25,000.00
- Main Street Counseling Center - \$15,000.00
- CIAO Manna from Heaven Food Pantry – \$45,000.00

Motion to adopt Resolution 207-2015 as amended by Councilwoman Eason, seconded by Councilwoman Summers-Johnson.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson
Nays: None
Abstain: Williams
Absent: Gaunt-Butler

Motion Carries.

The Clerk read Resolution 212-2015 by Title.

212-2015 A resolution certifying compliance with the directive of the Division of Local Finance, Department of Community Affairs, regarding the Annual Audit for the Calendar Year 2015.

Motion to adopt Resolution 212-2015 as amended by Councilwoman Eason, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson, Williams
Nays: None
Abstain: None
Absent: Gaunt-Butler

Motion Carries.

The Clerk read Resolution 215-2015 by Title.

215-2015 A resolution approving the bill list for council meeting vote on August 5, 2015 dated August 1, 2015 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 5,481,033.71)

Motion to adopt Resolution 215-2015 by Councilwoman Summers-Johnson, seconded by Councilwoman Eason.

Councilman Johnson, Jr. stated that he had clients on the Bill List so he would be abstaining.

Roll Call:

Ayes:	Coley, Corbitt, Eason, Summers-Johnson, Williams
Nays:	None
Abstain:	Johnson, Jr.
Absent:	Gaunt-Butler

Motion Carries.

The Clerk read Resolution 216-2015 by Title.

216-2015 A resolution authorizing the purchase of 410 parking meters from IPS Group I8, 5601 Oberlin Drive, Suite 100, Santiago CA. for an amount not to exceed \$222,425.00.

Motion to adopt Resolution 216-2015 by Councilwoman Summers-Johnson, seconded by Councilwoman Eason.

Questions by Council Members.

- Councilwoman Eason asked if the resolution is passed tonight when will they start putting the meters in. Mr. Edwards stated they would be put in immediately once the polls for the meters were fixed or replaced. All meters will be replaced.
- Mr. Edwards confirmed that the company that would supply the meters will also be installing them.
- Councilman Johnson, Jr. asked if these meters had been discussed before the Council. Vice-President Corbitt stated that there was a presentation. Mr. Edwards followed up with other information that Councilman Johnson asked.
- Councilman Coley asked about the policy for picking up the money from the meters. Mr. Edwards stated that there is a policy which is followed.

Roll Call:

Ayes:	Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson
Nays:	Williams
Abstain:	None
Absent:	Gaunt-Butler

Motion Carries.

The Clerk read Resolution 217-2015 by Title.

217-2015 A resolution to insert special items of revenue and appreciations for the amounts in the 2015 budget for various Community Block grants in the amount of \$354,242.00.

Motion to adopt Resolution 217-2015 by Councilwoman Summers-Johnson, seconded by Councilwoman Eason.

Questions by Council Members.

- Councilman Johnson asked how the revenue from the block grant is moved into the budget. Ms. Lascari the CFO of the City reported it is accomplished by a Chapter 159 after the Council approves the resolution. Ms. Lascari answered other questions by the Councilman.
- Councilman Coley asked how many times a 159 can be used. Ms. Lascari reported the 159 is used as many times as needed once the budget is approved.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., Summers-Johnson
 Nays: None
 Abstain: Williams
 Absent: Gaunt-Butler

Motion Carries.

There was no new business.

There was no other business.

Motion to adjourn by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

By consensus the regular meeting adjourned at 9:50 P.M.

JOYCE L. LANIER

APRIL GAUNT-BUTLER

Joyce L. Lanier
City Clerk

April Gaunt-Butler
Council President

**Original Copy of the Minutes can be obtained from the Office of the City Clerk.