

## 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 WEDNESDAY, AUGUST 7, 2013, IMMEDIATELY FOLLOWING THE CONFERENCE MEETING.**

**1) PLEDGE OF ALLEGIANCE TO THE FLAG**

**2) ROLL CALL**

	<b>PRESENT</b>	<b>ABSENT</b>
<b>Hon. Hassan Abdul-Rasheed (West-Ward)</b>	_____	_____
<b>Hon. Elroy A. Corbitt (At-Large)</b>	_____	_____
<b>Hon. Tency A. Eason (North Ward)</b>	_____	_____
<b>Hon. April Gaunt-Butler (At-Large)</b>	_____	_____
<b>Hon. Linda Jones-Bell (East-Ward)</b>	_____	_____
<b>Hon. Edward B. Marable Jr. (South Ward)</b>	_____	_____
<b>Hon. Donna K. Williams (At-Large)</b>	_____	_____
<b>Council President</b>	_____	_____

**ALSO PRESENT**

<b>Madeline F. Smith, Deputy Municipal Clerk</b>	_____	_____
<b>Hon. Dwayne D. Warren, Esq., Mayor</b>	_____	_____
<b>Dan S. Smith, City Attorney</b>	_____	_____
<b>Kevin D. Harris, Legislative Research Officer</b>	_____	_____
<b>Antoinette Dismukes, Clerk's Office</b>	_____	_____

**3) The Deputy 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 Record-Transcript on July 18, 2013, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.**

**4) APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**June 18, 2013 Conference & Regular Meeting**

**Motion to adopt: \_\_\_\_\_ Second: \_\_\_\_\_**

**June 25, 2013 Special Meeting**

**Hon. Abdul-Rasheed cannot vote, because he was not present**

**Motion to adopt: \_\_\_\_\_ Second: \_\_\_\_\_**

**July 2, 2013 Public Hearing, Reorganization, Conference & Regular**

**Hon. Abdul-Rasheed cannot vote because he was not present**

**Motion to adopt: \_\_\_\_\_ Second: \_\_\_\_\_**

**July 3, 2013 Emergency Meeting**

**Hon. Abdul-Rasheed & Marable cannot vote, because they were not present.**

**Motion to adopt:**

**Second:**

**5) REPORTS:**

**Finance Committee reports- by Hon. April Gaunt-Butler**

**CONSTABLE REPORTS:**

- **Cuthbert Harris –Month of June 2013- No activities**
- **Eddy Stones- Month of June 2013 – No Activities**
- **Darryl Brody –Month of June 2013- No activities**

**OPRA REQUEST REPORTS**

**Month of June 2013 - 25 completed OPRA Requests and 3 outstanding**

**Clerk’s Office- Month of June 2013 - \$262.40**

**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 RECORD, AND UNLESS FURTHER TIME  
IS GRANTED BY THE PRESIDING OFFICER, SHALL LIMIT HIS OR HER  
ADDRESS TO TEN (10) “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.**

**Motion to Close Citizen Comments:**

**Second:**

**8) COUNCIL COMMENTS**

**9) ORDINANCES–SECOND READING/PUBLIC HEARING**

**22-2013** An ordinance setting forth an employee tuition reimbursement policy and guidelines for the City of Orange Township and amending and supplementing Chapter 23 of the Municipal Code and the appendix Titled City of Orange Township – Employee Handbook of personnel policies and procedures.

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second:**
- c) Motion for final adoption: **Second:**

**23-2013** An ordinance relating to salaries and classifications of Department Directors and Statutory officers of the City of Orange Township.

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second:**
- c) Motion for final adoption: **Second :**

**26-2013** 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. (218 Hickory Street).

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second:**
- c) Motion for final adoption: **Second :**

**27-2013** 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. (116 N. Essex Avenue – East Side)

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second:**
- c) Motion for final adoption: **Second :**

**28-2013** 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. (572 Forest Street – South Side).

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second :**
- c) Motion for final adoption: **Second :**

**29-2013** An ordinance to amend the Code of the City of Orange Township, Chapter 200 entitled “Vehicles and Traffic” Section 200-38 One Way Streets.

- a) Second Reading by Title
- b) Motion to close Public Hearing: **Second :**
- c) Motion for final adoption: **Second :**

**30-2013** An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” Section 200-46, Schedule XV: Prohibited Turns at Intersections. (Recommended by Councilman Hassan Abdul-Rasheed).

- a) Second Reading by Title
- b) Motion to close Public Hearing: Second :
- c) Motion for final adoption: Second :

**31-2013** A refunding bond ordinance of the City of Orange Township, in the County of Essex, State of New Jersey (The “City) providing for (i) the refunding of outstanding and callable water-sewer utility bonds, series 2003A, and (ii) authorizing the issuance of not to exceed \$8,000,000 aggregate principal amount of water-sewer utility refunding bonds, series 2013 of the City to effect such refunding and appropriating the proceeds therefor.

- a) Second Reading by Title
- b) Motion to close Public Hearing: Second:
- c) Motion for final adoption: Second:

**32-2013** A Bond ordinance providing for various capital acquisitions and improvements, by and in the City of Orange Township, in the County of Essex, State of New Jersey (The “City”); appropriating \$9,826,000 therefore and authorizing the issuance of \$8,935,500 bonds or notes of the City to finance the costs thereof.

- a) Second Reading by Title
- b) Motion to close Public Hearing: Second:
- c) Motion for final adoption: Second:

#### 10) ORDINANCE INTRODUCTION /FIRST READING

**33-2013** An ordinance setting forth employee cell phone usage policies for the City of Orange Township’s employees and amending and supplementing Chapter 23 of the Municipal Code and the appendix titled City of Orange Township – Employee Handbook of Personnel policies and procedures.

- a) Motion to adopt in first reading: Second
- b) Public Hearing September 3, 2013

**34-2013** An ordinance amending Chapter 210 of the Municipal Code of the City of Orange Township entitled development regulations by establishing Historic Preservation commission.

- a) Motion to adopt in first reading: Second
- b) Public Hearing September 3, 2013

- 35-2013**      **An ordinance amending Chapter 210 of the Municipal Code of the City of Orange Township entitled development regulations by establishing controls by which the Historic Preservation Commission shall function and operate.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**
- 36-2013**      **An ordinance amending Chapter 54, Article VI of the Municipal Code of the City of Orange Township entitled filming.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**
- 37-2013**      **An ordinance setting outside employment guidelines for the City of Orange Township and amending and supplementing Chapter 23 of the Municipal Code and the appendix titled City of Orange Township – Employee Handbook of Personnel Policies and Procedures.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**
- 38-2013**      **An ordinance amending Chapter 4, section 16 of the Municipal Code of the City of Orange Township rescinding ordinance No.41 of 2012 dealing with Legislative Counsel.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**
- 39-2013**      **An ordinance of the City of Orange Township authorizing the execution of a financial agreement with Oakwood Towers granting a Tax Exemption.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**
- 40-2013**      **An ordinance of the City of Orange Township authorizing the execution of a financial agreement with South Day Urban Renewal, LLC granting a tax exemption for the Reock Housing Project.**
- a) **Motion to adopt in first reading:**            **Second**  
                  b) **Public Hearing September 3, 2013**

**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: \*249-2013 - 298-2013**

- \*249-2013 A resolution authorizing the refund for subsequent utility charges for Certificate Number 12-0122 to Blue Virgo Capital Management, LLC in the amount of \$1,967.94.**
- \*250-2013 A resolution authorizing the refund for subsequent utility charges for Certificate Number 11-067 to Blue Virgo Capital Management, LLC in the amount of \$948.37.**
- \*251-2013 A resolution authorizing the refund for subsequent property taxes for Certificate Number 09-281 to Royal Tax Lien Services in the amount of \$1,600.38 plus interest of \$130.47.**
- \*252-2013 A resolution authorizing the refund for subsequent utility charges for Certificate Number 09-281 to Royal Tax Lien Services in the amount of \$199.29 plus interest of \$1.72.**
- \*253-2013 A resolution authorizing the refund for subsequent utility charges for Certificate Number 12-0039 to Crest Capital LLC in the amount of \$152.25 plus interest of \$22.67.**
- \*254-2013 A resolution authorizing the tax collector to cancel first, second, and third quarter 2013 tax billing for A.K.J. Realty LLC, 228 Main Street, Block 2902, Lot 009.**
- \*255-2013 A resolution authorizing the refund of 2013 third quarter taxes paid due to inadvertent payment in the amount of \$1,000.00.**
- \*256-2013 A resolution authorizing the refund of taxes due to county board judgment in the amount of \$1,459.88 to Tedros Negasi, 600 McChesney Street, Block 6007, Lot 005.**
- \*257-2013 A resolution authorizing the refund of taxes due to county board judgments in the amount of \$1,207.65.**
- \*258-2013 A resolution authorizing the refund of taxes due to state board judgments in the amount of \$17,898.22.**
- \*259-2013 A resolution authorizing the acceptance of grant funding totaling \$292,413.09 from the State of New Jersey for Summer Food Service Program Participation 2013.**

- \*260-2013** A resolution to insert a special item of revenue and an appropriation of an equal amount in the calendar year 2013 budget for Summer Food Services Program, State of New Jersey Department of Agriculture.
- \*261-2013** A resolution awarding a contract to Driscoll Foods, 174 Delawanna Avenue, Clifton, NJ 07014 in the amount of \$220,861.08 for the State of New Jersey Summer Food Program for Children 2013.
- \*262-2013** A resolution authorizing a construction permit refund payment in the amount of \$227.00 due to duplicate permit request.
- \*263-2013** A resolution amending Resolution No. 85-2013 authorizing the submission of certain project applications received from the Orange Community for inclusion within the County of Essex Community Development Block Grant Application for the 2013 year.
- \*264-2013** A resolution appointing Council Members April Gaunt-Butler and Donna K. Williams as the Liaisons and Tency A. Eason as Alternate Member to The Essex County Council Municipal Exchange on behalf of the City of Orange Township. (Sponsored by Hon. Donna K. Williams)
- \*265-2013** A resolution appointing Council member Tency A. Eason as the Liaison to the Planning Board of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*266-2013** A resolution appointing Council Members Tency A. Eason, Edward B. Marable, Jr., and Donna K. Williams as the Liaisons to the Personnel/Human Relations Committee of the City of Orange Township. (Sponsored by Hon. Donna K. Williams)
- \*267-2013** A resolution appointing Council Members April Gaunt-Butler, Linda Jones-Bell and Donna K. Williams as the Liaisons to the Finance/Budget Committee of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*268-2013** A resolution appointing Council Members Elroy A. Corbitt and Linda Jones-Bell as the Liaisons to the Police Department of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*269-2013** A resolution appointing Council Members Tency A. Eason, April Gaunt-Butler & Donna K. Williams to the Governmental Operations Committee of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*270-2013** A resolution appointing Council Members April Gaunt-Butler, and Edward B. Marable, Jr. as the Liaisons to the Fire Department of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)

- \*271-2013** A resolution appointing Council Members Hassan Abdul-Rasheed, Tency A. Eason, Edward B. Marable, Jr., as Liaisons to the Policy and Planning Committee of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*272-2013** A resolution appointing Council Members Tency A. Eason and Donna K. Williams as the Liaisons to the Board of School Estimate of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*273-2013** A resolution appointing Council Member Edward B. Marable, Jr., as the Liaison to the Board of Library Trustees of the Orange Public Library of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*274-2013** A resolution appointing Council Member Tency A. Eason as the Liaison to the Alcoholic Beverage Control Board of the City of Orange Township. (Sponsored by: Hon. Donna K. Williams)
- \*275-2013** A resolution appointing Dennis Motley as member to the Public Works Committee of the City of Orange Township. (Sponsored by Hon. Donna K. Williams.)
- \*276-2013** A resolution appointing Jodel Leneus as member to the Citizen's Budget Advisory Committee for the upcoming Calendar Year. (Sponsored by Hon. Donna K. Williams)
- \*277-2013** A resolution appointing Kim Wright as member to the Citizen's Budget Advisory Committee for the upcoming Calendar Year. (Sponsored by: Hon. Donna K. Williams)
- \*278-2013** A resolution designating the East Orange/Orange Record –Transcript and the Star Ledger as the official Newspapers for the City of Orange Township New Jersey.
- \*279-2013** A resolution appointing Council Members Hassan Abdul-Rasheed and Donna K. Williams as the Housing Liaisons of the City of Orange Township.
- \*280-2013** A resolution appointing Council Member Donna K. Williams as the Liaison and Tency A. Eason as Alternate Liaison to the 2<sup>nd</sup> River Joint Meeting on behalf of the City of Orange Township (Sponsored by Hon. Donna K. Williams)
- \*281-2013** A resolution celebrating the life of Reverend Leslie E. Baltimore (Sponsored by: Donna K. Williams)
- \*282-2013** A resolution approving the creation of two unpaid Part-Time intern positions for the 2013-2014 Legislative Year to function under the supervision of the Deputy Municipal Clerk. (Sponsored by: Hon. Donna K. Williams)



**\*283-2013** A resolution authorizing the submission of an application to the State of New Jersey Department of Community Affairs, Office of Recreational Programs for individuals with disabilities grant (ROID) and authorizing the Mayor to sign any applications or contracts that are required.

**\*284-2013** A resolution rescinding the dedication by Rider for inspection fees.

- \*285-2013** A resolution of support by the City of Orange Township Authorizing a Sustainable Jersey Grant Application.
- \*286-2013** A resolution authorizing Public Question proposition to the Legal Voters of the City of Orange Township for consideration on the November 2013 General Election ballot regarding the a non-binding referenda regarding issues concerning the office of the Mayor and the benefits of an appointed Board of Education versus an elected Board of Education. (Sponsored by: Orange City Council)
- \*287-2013** A resolution of the Municipal Council of the City of orange Township supporting South Day Urban Renewal, LLC and its application to the New Jersey Housing and Mortgage Finance Agency for the redevelopment of 263 Reock Street and 48 South Day Street located in the City of Orange Township, New Jersey.
- \*288-2013** A resolution providing for the issuance and sale of not to exceed \$8,000,000. aggregate principal amount of water-Sewer utility refunding bonds, series 2013 (the “refunding Bonds”) of the City of Orange Township, in the County of Essex, State of New Jersey (The “City”), authorized by a refunding bond ordinance heretofore finally adopted by the City Council of the City on August 7, 2013, to refund certain water-sewer utility bonds of the City, and providing for the form and other details with respect to the sale and issuance of said refunding bonds.
- \*289-2013** A resolution approving the Bill List for Council Meeting Voted on August 7 2013 dated July 30, 2013 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$ 4,336,458.07)
- \*290-2013** A resolution appointing Betty McCleod as a member to the Public Works Committee of the City of Orange Township.
- \*291-2013** A resolution appointing Darryl Harrington to the Citizen’s Budget Advisory Committee for the upcoming Calendar Year.
- \*292-2013** A resolution appointing Jessie Mozell as an Alternate Tenant Member to the Rent Leveling Board in the City of Orange Township, New Jersey.
- \*293-2013** A resolution appointing Larry Crenshaw as Citizen Member to the Public Works Committee of the City of Orange Township.
- \*294-2013** A resolution appointing Joshua Sakolsky as Citizen Member to the Public Works Committee of the City of Orange Township.
- \*295-2013** A resolution appointing Chris Carless to the Citizen’s Budget Advisory Committee for the upcoming Calendar Year.
- \*296-2013** A resolution appointing Mary Thomas to the Citizen’s Budget Advisory Committee for the upcoming Calendar Year.

- \*297-2013** A resolution of the City of Orange Township, in the County of Essex authorizing the designation of South Day Urban Renewal LLC as redeveloper of Block 2803 Lots 1 and 2.
  
- \*298-2013** A resolution authorizing the award of a Non-fair and open contract with Remington & Vernick Engineers, 300 Penhorn Avenue, 3<sup>rd</sup> Floor, Secaucus, New Jersey 07094 to provide professional engineering, surveying, design and construction administration services for the 2013 NJDOT Roadway improvements to Adrienne Court, Carteret Terrace and Lindsley Place in the amount not to exceed \$40,275.00.

**MOTION TO ADOPT CONSENT AGENDA:**

**Second:**

**12) OTHER PENDING BUSINESS**

**13) MOTION TO ADJOURN**

**Motion:**

**Second:**

**Adjournment Time:** \_\_\_\_\_

**PUBLIC NOTICE**

**The next City Council Conference & Regular Meeting will be held on Tuesday, September 3, 2013 in the Council Chambers, City Hall, 29 North Day Street, Orange, New Jersey at 7:00 PM.**