

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, APRIL 16, 2013 IMMEDIATELY FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

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

ALSO PRESENT

Dwight Mitchell, Municipal Clerk	_____	_____
Hon. Dwayne D. Warren, Esq., Mayor	_____	_____
Dan S. Smith, City Attorney	_____	_____
Kevin D. Harris, Legislative Research Officer	_____	_____
Antoinette Dismukes, Clerk's Office	_____	_____

3) The 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 5, 2012, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

4) APPROVAL OF MINUTES OF PREVIOUS MEETINGS

February 5, 2013 - Conference & Regular Meeting

Motion to adopt: Second:

February 19, 2013 - Conference & Regular Meeting

Motion to adopt: Second:

5) REPORTS:

Finance Committee reports- by Hon. Donna K. Williams

CONSTABLE REPORTS:

**Eddie Stone- Month of March 2013- No activities
Cuthbert Harris- Month of March 2013 –No activities**

OPRA REQUEST REPORTS

Month of March 2013 – 25 Completed Opra request and 1 outstanding

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

**8-2013 An ordinance of the City of Orange Township authorizing the execution of a
Financial agreement with Orange Condominium Urban Renewal, L.P., and granting
a Tax Exemption for Phase 1B of the Tony Galento Transit Village Project**

a) Second reading by title

b) Motion to close public hearing:

Second:

c) Motion for final adoption:

Second:

**9-2013 An ordinance of the City of Orange Township authorizing the amendment of
Ordinance 9-2012 – a financial agreement with Station Partners Urban Renewal,
L.P., originally passed on April 17, 2012 granting a modified tax exemption for
Phase 1 of the Tony Galento Plaza Project.**

- a) Second reading by title
- b) Motion to close public hearing: Second:
- c) Motion for final adoption: Second:

10) ORDINANCE INTRODUCTION /FIRST READING

11-2013 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) Motion to adopt in first reading: Second
- b) Public Hearing May 21, 2013

12-2013 An ordinance amending Chapter 4 of the Municipal Code of the City of Orange Entitled Administration of Government dealing with the Public comments portion of City Council Meeting.

- a) Motion to adopt in first reading: Second
- b) Public Hearing May 21, 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: *148-2013 – *157-2013

- *148-2013 A resolution authorizing the refund of taxes due to state board judgments in the amount of \$133,170.54.
- *149-2013 A resolution authorizing the refund of water/sewer paid due to overpayment in the amount of \$2,000.00.
- *150-2013 A resolution authorizing the refund of taxes due to state board judgments in the amount of \$37,137.15.
- *151-2013 A resolution authorizing the Finance Department of the City of Orange Township to allow redemption by installment agreement of taxes owing to the City of Orange Township for property known as Block 2501, Lot 010 more commonly known as 570 Main Street in the name of 570 Main LLC.
- *152-2013 A resolution authorizing the sale of tax sale certificates held by the City of Orange Township to 4 Amigos, LLC.

- *153-2013 A resolution of the City of Orange Township in the County of Essex, New Jersey authorizing execution of a first amendment to the redevelopment agreement for the redevelopment of the proposed Tony Galento Plaza Transit Village Project.
- *154-2013 A resolution authorizing Change Order No. 1 to modify the contract for the project known as the Metcalf Park Improvements Phase II in the amount not to exceed \$9,020.63.
- *155-2013 A resolution authorizing settlement in the matter of Jeffrey W. Conway v. City of Orange, et al.
- *156-2013 A resolution authorizing settlement of litigation entitled the New Jersey Department of Environmental Protection. Et Al, V. Occidental Chemical Corporation, et Al Docket No. ESX-L-9868-05 (PASR), substantially in accordance with the terms of a proposed consent judgment and any related documents.
- *157-2013 A resolution approving the bill list for council meeting vote on April 16, 2013 dated April 10, 2013 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$479,164.13).

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, May 7, 2013 in the Council Chambers, City Hall, 29 North Day Street, Orange, New Jersey at 7:00 PM.

ADDENDUM

RESOLUTIONS NO. 126-2013 THRU 140-2013

THERE WAS NO ACTION TAKEN UPON THESE RESOLUTIONS FROM THE APRIL 2, 2013 COUNCIL MEETING. THEREFORE, THEY WILL BE RE-SUBMITTED TO BE VOTED UPON AT TONIGHT'S MEETING.

- *126-2013** A resolution authorizing the refund of taxes due to county board judgment in the amount of \$2,198.68 to Budd Larner, PC, 313 Highland Avenue, Block 4803, Lot 016.
- *127-2013** A resolution authorizing the refund of taxes due to county board judgment in the amount of \$1,676.54 to Powell, Timothy W., 221 North Center Street, Block 1006, Lot 043.
- *128-2013** A resolution authorizing the refund of taxes due to county board judgment in the amount of \$2,259.07 to Hunter, Stafford, L. & Janet R., 676 Tremont Court, Block 6602, Lot 024.
- *129-2013** A resolution authorizing the tax collector to cancel second quarter of 2012 and third quarter of 2012 tax billing for Housing Authority City of Orange, 207 Oakwood Avenue, Block 3303, Lot 033 in the amount of \$781.44 plus interest.
- *130-2013** A resolution authorizing the tax collector to cancel fourth quarter of 2011, second quarter of 2012 and third quarter of 2012 tax billing for Housing Authority City of Orange, 211 Oakwood Avenue, Block 3303, Lot 035 in the amount of \$1,156.82 plus interest.
- *131-2013** A resolution authorizing the tax collector to cancel second quarter of 2012 and third quarter of 2012 tax billing for Housing Authority City of Orange, 209 Oakwood Avenue, Block 3303, Lot 034 in the amount of \$610.47 plus interest.
- *132-2013** A resolution authorizing the tax collector to cancel fourth quarter 2011, second quarter of 2012, and third quarter of 2012 tax billing for Housing Authority City of Orange, 205 Oakwood Avenue, Block 3303, Lot 032 in the amount of \$949.75 plus interest.
- *133-2013** A resolution authorizing the tax collector to cancel second quarter of 2012, third quarter of 2012 and fourth quarter of 2012 tax billing for Housing Authority City of Orange, 219 Oakwood Avenue, Block 3303, Lot 039 in the amount of \$5,448.92 plus interest.
- *134-2013** A resolution authorizing the tax collector to cancel third quarter of 2012 tax billing for Housing Authority City of Orange, 215 Oakwood Avenue, Block 3303, Lot 037 in the amount of \$178.55 plus interest.
- *135-2013** A resolution authorizing the tax collector to cancel second quarter of 2012 and third quarter of 2012 tax billing for Housing Authority City of Orange, 213 Oakwood Avenue, Block 3303, Lot 036 in the amount of \$781.44 plus interest.
- *136-2013** A resolution authorizing the tax collector to cancel taxes on 124 South Essex Avenue, Block 3501, Lot 029 due to existing quarterly bills as per agreement concerning the implementation of the "Pilot" effective July 5, 2011 under Resolution No. 180-2011.

- 137-2013** A resolution ratifying and confirming the continued employment of John H. Watson, Sr., Esq., 63 Washington Street, East Orange, New Jersey 07017 to handle conflict workers compensation matters in the amount not to exceed \$10,000.00.
- *138-2013** A resolution rejecting the bids for the construction of the High and Alden Street Park Project.
- *139-2013** A resolution to allow filing of the 2012 year recycling tonnage grant.
- *140-2013** A resolution authorizing the award of a non-fair and open contract with Birdsall Engineering, 611 Industrial Way West, Eatontown, New Jersey 07724 for professional engineering services for construction management services of the city's contract with Scafar Contracting for the Chestnut Street Pump Station Rehabilitation Project in the amount not to exceed \$15,000.00.