

**A CONFERENCE 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, FEBRUARY 19, 2013 AT 7:02 PM.**

<b>1) ROLL CALL</b>	<b>PRESENT</b>	<b>ABSENT</b>
Hon. Hassan Abdul-Rasheed (West-Ward)	_____	_____X_____
Hon. Elroy A. Corbitt (At-Large)	_____X_____	_____
Hon. April Gaunt-Butler (At-Large)	_____X_____	_____
Hon. Linda Jones-Bell (East-Ward)	_____X_____	_____
Hon. Edward B. Marable, Jr. (South-Ward)	_____X_____	_____
Hon. Donna K. Williams (At-Large)	Arrived 7:15pm	_____
Hon. Tency A. Eason (North -Ward)	_____X_____	_____
Council President		

**ALSO PRESENT**

Shinell Smith, Deputy Municipal Clerk	_____X_____	_____
Hon. Dwayne D. Warren, Esq., Mayor	_____X_____	_____
James Wolfe, Assistant City Attorney	_____X_____	_____
Kevin D. Harris, Legislative Research Officer	_____	Arrived 7:22pm
Margarette Homere, Clerk Office	_____X_____	_____

**PLEASE STAND FOR A MOMENT OF SILENCE**

**SPECIAL NOTICE:** Please be apprised anyone wishing to discuss Agenda or General Items shall sign one (1) book. There will be two (2) columns in the book, one (1) for Agenda Items and one (1) for General Issues. Each person signing the book will check Agenda Items or General Issues. If they check only Agenda Items or General Issues, they will be allowed to speak for five (5) minutes. If they check General Issues and Agenda Items, they will be allowed to speak for ten (10) minutes.

2) 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 5, 2012, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

3) **MATTERS FOR DISCUSSION**

- Congressman, Donald Payne Jr. – Cancelled

**United Water – Marty Mayes, Director of Planning**

**Robert Galento of United Water, 632 Beach Street, Orange NJ provided the following updates:**

- New plant was started on October 4<sup>th</sup>, 2012 – Outstanding Items: Generator for Well 6 and communication to the outside wells
- SuperStorm Sandy: No damage to infrastructure; No major repairs needed. However, main concern was lost of power to wells in Millburn requiring backup generators. Maintaining storage levels.
- Water loses: lots of freeze-up due to cold weather and vacant houses.
- United Water is participating in the Mayor’s Roundtable Discussion on Water Quality. Quality of water testing is conducted in accordance to the state regulations and schedule. Water samples are collected by United Water personnel and picked up by a State Certified Lab, analyzed and sent to the state then reported to United Water and posted on the state website.

**Mayor for a Day – See Attached Najeer McEachin**

Mayor Dwayne Warren introduced the “Mayor for a Day” program and provided a description of the requirements. Once selected a student based on their essay topic receives tours of facilities, meet the directors and are provided the opportunity to make some sound decisions related to their area of focus. Najeer McEachin met the requirements and was selected. As Mayor for a Day, Mr. McEachin topic was “Police Protection”. Mr. McEachin applauded, reviewed and provided his observation of the tour and challenges he learned the police department face on a daily basis and provided suggestions as to Police Protection.

**Council President Eason modified the agenda to add RPM Development.**

Representative Ed Marks of RPM spoke to the Galento Project in feeling that RPM has been transparent in their efforts to move forward and states there’s nothing more that RPM can do to restructure and modify the project.

- 2 years and a quarter million dollar investment into the Galento Project with no movement.
- Reengineered and restructured project several times to meet the concerns of the residents, city council, and the administration. As such to include home ownership, mixed income housing: market rate rentals and home ownership.
- Several meeting with current administration and the State Housing Government: Commissioner Office, NJ Housing & Mortgages Finance Agency – Executive Director.
- First Reading complete; Up for second reading of Pilot.
- Fiscal Impact Study was conducted.
- Questions Rose: Lost of Parking Revenue and Duration of Abatement for Condominiums.
- Noted: A five year abatement oppose to 30 year abatement would make their project unsellable.

**Council President Eason recognized Councilwoman Williams**

Councilwoman Williams stated the Finance Committee, Legislative Research Officer, Director of Finance, CFO and the Budget Consultant discussed the agreement with Tony Galento Plaza. While we do agree that it is a good project, however in terms of the tax abatement, parking, and mixed dwelling (market rate and affordable housing) we want to make sure that we're getting the maximum out of this project. At this juncture, it was the recommendation of the finance committee that Ordinance 38-2012 and 39-2012 be removed or tabled. Councilwoman Williams presented two documents regarding tax abatements written by the controller that was recommended by the director of finance.

In addition, Councilwoman Williams stated the finance committee recommended the administration follow the following procedure regarding pilots and tax abatements. Upon administration preparing to agree to terms of development, the administration shall request an executive session for the following to occur. Meet with the developer, administration and full council to go over terms of the contract which is being negotiated, the agreement and have a full discussion. After the initial meeting, the finance committee should be kept abreast to insure that the request of the legislative body is represented as well as the means to report back to the full council periodically on status and progress.

**4) RESOLUTIONS AND ORDINANCES**

**The resolutions and ordinances to be presented at tonight's meeting are listed on the attached Regular Meeting Agenda. If any Council Member wishes to discuss any resolution or ordinance, it may be discussed at this time.**

**Council President Eason recognized Councilwoman Williams**

Councilwoman Williams stated the committee has recommended that the Bond Ordinance be modified as discussed at the meeting. Currently the Bond Ordinance as stated before is being spend in public works, fire department and one purchase is citywide for computers. A capital accusations presentation for each department shall be presented during the budget hearings with goals and justification.

Councilwoman Williams also stated the committee recommends that Resolution 76-2013 on this agenda be removed. Adding Director of Finance, Mr. Mapp agrees that it should be removed.

**Council President Eason commented on 27<sup>th</sup> Pay**

Council President Eason stated she conducted research on the 27<sup>th</sup> Pay and her findings were that the 27<sup>th</sup> Pay happens every 10 years and no one received any additional money. The 27<sup>th</sup> pay that Mr. Mapp and Mrs. Lascari are talking about should have been adjusted in the Fund Balance. There's no money for anybody to pay back because the fund balance is where that should have hit in the previous administration and it wasn't done and it should be done now.

Council President Eason further stated she consulted with other municipal counties confirming that 27<sup>th</sup> pay has been in place for years. If it was an oversight it was not budgeted, it has to be accredited to the Fund Balance. Council President Eason requested a meeting with Mr. Mapp and Mr. Lerch for further explanation before moving forward.

**Council President Eason recognized Councilwoman Williams**

Councilwoman Williams asked that 75-2013 be removed. The bond anticipation notice was acceptable, however Councilwoman Williams would like to setup a meeting with Mr. Lerch and Mr. Mapp to discuss the option of bundling it with the capital ordinance that's coming forward.

**Councilwoman Williams asked Mr. Marty Mayes, Director of Public Works, Engineering and Planning to explain Resolution 88-2013 and 89-2013.**

Mr. Mayes stated the change orders particularly the one for 89-2013 or Berkley are for additional sidewalk concrete work that was unforeseen and for 88-2013 is for additional concrete as well. One thing that I did I want to mention also about 88-2013 is another resolution that needs to be brought up from the floor pertaining to 88-2013 because specifically as everybody knows I spoke about this in the past that once the administration took over there was a tight time frame to get that project done and complete it and it really was a rush to do that.

The project in totality was a little less than \$500,000 and there was just no way that we wanted to see that money go back to the county so that project, as many of you know was a rush to get it done. We had to ask the county freeholders for two extensions, they granted us two extensions, this last extension is up February 28<sup>th</sup> and the emergency for the walk on for tonight is because that paperwork needs to be processed before February 28. The good news for both projects is that both projects are done and we're the process of closing both of them out at this time.

**Councilwoman Williams inquired about Resolution 90-2013**

Councilwoman Williams asked Mayor Dwayne Warren of 90-2013 is there a need to hire this appraisal company and in going forward the representation for taxables will be the revaluation company?

Mayor Warren replied no, this is a separate expert to testify in court on appraisals when people challenge the tax assessment.

**5) MOTION TO ADJOURN**

Council President Eason entertained a motion to adjourn.

**MOTION:** Corbitt                      **Voice Vote**                      **SECOND:** Jones-Bell

**ADJOURNMENT:** 7:48 P.M.

Council President Eason entertained a motion for a five (5) minute break.

**Motion:** Williams                      **Voice Vote**                      **Second:** Jones-Bell

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Dwight Mitchell  
Municipal Clerk

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Tency A. Eason  
Council President

**MINUTES APPROVAL**

Passed on April 16, 2013

February 19, 2013 – Conference & Regular Meeting

**Motion to Adopt:** Corbitt                      **Second:** Jones-Bell

The roll call by the Municipal Clerk was as follows:

**Yeas:** Abdul-Rasheed, Corbitt, Jones-Bell, Gaunt-Butler, Marable Jr., Williams and Eason

**Nays:** None

**Abstentions:** None

**Absences:** None

Council President Eason ruled the motion was carried by Seven Yeas, No Nays, No Abstentions, and No Absence.