

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, MARCH 5, 2013 IMMEDIATELY FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

	PRESENT	ABSENT
Hon. Hassan Abdul-Rasheed (West-Ward)	_____	Arrived@8:55pm
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)	_____x_____	_____
Hon. Tency A. Eason (North Ward)	_____x_____	_____
Council President		

The Municipal Clerk announced Council President Eason had a quorum.

ALSO PRESENT

Dwight Mitchell, Municipal Clerk	_____x_____	_____
Hon. Dwayne D. Warren, Esq., Mayor	_____	Arrived@8:45pm
Dan S. Smith, City Attorney	_____x_____	_____
Kevin D. Harris, Temp. Legislative Research Officer	_____x_____	_____
Margarette Homere, Clerk's Office	_____x_____	_____

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 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:

None

5) REPORTS:

Community Services – Month of January 2013 - \$17,924.00

CONSTABLE REPORTS:

None

OPRA REQUEST REPORTS:

None

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.

City Council President Eason recognized Mr. Bashir.

Mr. Bashir shared what is happening at the Orange Fitness Center, 50 South Center Street, 973-851-6899.

- Recently the center had an acclaimed boxer work with the center.
- The center has 5 boxers anticipating upcoming 2013 Golden Gloves.
- Hoping to work with the City's approval, they are planning a 200 youth March Against Obesity.
- They are also planning a debutante ball in June to honor elected officials.
- The Center offers a free work out for residents 1 night a month.
- He works closely with kids who work with DYFS and parents.
- He is asking for financial or other way of supporting the Center support for any way he can. More importantly he wanted the city to know what is happening.
- 50 blankets have been donated and they were given to the youth of Orange.
- They believe that the youth in Orange need more encouragement. The need more empowerment and believed that. If any questions about the program, he does left flyers.
- Doors open everyday from 4:00-7:00pm.
- This is for kids who want to do good and they continue to give them power. We extend ourselves to the community.

Council President Eason recognized Councilwoman Jones-Bell.

- Councilwoman Jones-Bell stated she may be able to help out with some of the gowns for the ball.

Council President Eason recognized Councilman Marable.

- Councilman Marable commented that in his recent communication regarding.
 - Support for the Orange Fitness Center, there is a tight window of time so if there is a willingness to support, please respond by tomorrow.
 - He urges all to respond by contacting the administration in that regard.

Council President Eason recognized Jeffrey Feld**Jeffrey Feld, Municipal Stakeholder, 268 Main Street, Orange, NJ, 07050.**

He has posted on the city's www.NJ.COM public website for comments and questions. He is shocked as to what has been going on with the tax abatement issue. Refer to today's Star Ledger regarding:

- Notice today, that the City of Plainfield has a public year, that their audit for the public year 2011 has just been noticed.
- Plainfield did not make their payments to the county. He reviewed the Plainfield public website and pulled out agendas he reviewed. In the agenda, monthly operating and how much income comes in a month. Concerns about monies getting paid.
- He felt that there is something strange about getting paid money.

Tax Abatement

Mr. Feld addressed his concerned about the Emergency Tax Abatement.

- Regarding the Open Public Meetings Act, was their ample notice to the public regarding the emergency tax abatement meeting.
- A report, *Abate Addiction: A case on Jersey City's Municipal Tax Abatement* that was done by a professor Jonathon Wharton, Ph.D. at Stevens Institute. It speaks to the abuses regarding tax abatements and since there is hearing possibly taking place on Friday, he is very concerned about how we handle our tax abatements (see attached).
- He has not had the benefit of looking at documentation; financial statements
- He stated to be very careful about the Tax Abatement.
- When we have judgments and settlements – how much money have we paid out and where is the money coming from.
- He cautioned and questioned which statute, would we be operating under to give a tax abatement.

Council President Eason recognized Bruce Meyer.**Bruce Meyer, 500 Berkeley Avenue. Mr. Meyer is concerned about the 30 year tax abatement.**

- He is one of the 20% of Orange residents that own a home and pays taxes, he has been paying not only his share, but part of the business' taxes. When one is talking about giving a 30 year tax abatement, that is his money that the city is giving. He believes he is subsidizing the tax abatement.
- This has been discussed and going on for years. Now that it is an emergency is "hog wash". This was never publicly disclosed. The only persons who is going to loose money are the owners of the business that have been subsidized and making a profit for the past 30 years.
- He does not mind businesses making a profit if they are doing good business and other property owners are subsidizing these businesses.

- They do not have to pay as much taxes. The business owner states that he cannot maintain the upkeep of the building.
- Well the homeowner is in the same boat. How many cannot paint their homes; nor fix it. How many are living on the edge; and can't afford the house and getting foreclosed. Again, we are in a situation where it is the business and its profits; which is 60% of this town. The homeowners are subsidizing them.
- This item is brought up at the last minute. If one votes on it, tax abatement this and if you vote on this. Tonight, if you go ahead and vote on this and capitulate to this and not think it over, and as far as he is concerned, this is a dereliction of duties.
- He believes his money is being used inappropriately by throwing it at a company and their profits; and having a manufactured last minute crisis. It is the business who makes money and it is the homeowner who is getting stuck in the end. This can't be manufactured. We can't do things like this.
- Certain things have to get done and if they can't get done, figure out a way to do it right.

Council President Eason recognized Charo Pierre

Charo Pierre, 493, Valley Street; Orange, NJ expressed a horrible situation of crime that her son, 14, Kajon Pierre Laws faced. She has been a resident of Orange, NJ since 2003.

- On 2/26/2013, after getting off the school bus at the corners of Central and Lincoln in front of OPA, 4:15 pm, Kajon was held up at gunpoint.
- The assailants tore off his shirt and placed a gun to his head. One man in the front and one in the back. They demanded that Kajon, give them his Dr. Dre headphones. He was punched.
- When he was safe, he called her and she told her son to call 911 and told him she would do the same. She does not have a vehicle so she ran out of the house. She flagged down Officer Joseph Lane. Officer Lane took the report while Kajon sat in the police vehicle – he was petrified. He gave the report while his classmates went home. After Officer Lane was done with the report, he then drove them to the place of the crime scene.
- The one phone call no parent wants to receive. “Mom, they have a gun placed at my heart.” She commented that when a gun is in the hands of someone who does not respect life, it is very bad.
- She is here because she wants to change the bus pick-up location. Her son is terrified. Since then he catches public transportation; he has not been the same. The other bus students have asked him if there is anything she can do.
- She is asking that the bus stops be changed to Central Avenue at Walgreens and the other at Nasau and Scotland roads. She is asking for the safety of her son and asking for the safety of other students. Changing it from one of the worst corners in Orange.
- She has contacted the Principals of both Pride Academy and (OPA) Orange Preparatory Academy.

- She has visited City Hall in hopes of meeting Councilman Edward Marable. She received a call back from the principal of Pride Academy, Ms. Thomas and the secretary of OPA; Ms. Dockery; and a call from Ms. Deedra Dobbs, who works for the Board of Education.
- However, the bus stop still remains at the same location...because of some red tape. The person who is responsible for the location of this bus stop should be ashamed of himself. Half of the children live further than Walgreen's. The other half live near Scotland and Nasau.
- These are your children too. She prays that after tonight that the person who is responsible for making a conscious decision, the bus stop be changed immediately. If it is not, the message that we are sending out is that we do not care about their safety nor welfare. These children ride a bus which is paid for by the District of Orange.
- She is not only a concerned parent, but she is a taxpayer and voter.
- She lives in Orange, she shops in Orange. Please let the person who is responsible to bypass the red tape and make a change that will help the students. Can the children receive a police presence from 4:00-5:00pm, or escort...to ensure the safety and welfare of these students? She will be at every City council meeting until this matter is resolved.

Council President Eason stated:

- Her apologies and agreed that the location could/should be changed.
- Yet, she asked for time to resolve the matter. She stated the mayor has committed tomorrow to meet with Board of Ed., Superintendent Lee.
- She asked for her phone number.

Council President Eason recognized Mayor Warren

Mayor Warren stated that he will meet with the Director of Police tomorrow 3/6/2013 regarding the attack.

Council President Eason recalls that at one point there was a police presence at that corner. Yet if an emergency call were to come in, the officer would have to leave. The issue will be revisited.

Council President Eason recognized Katalina Gordon:

Katalina Gordon, 211 Park Place, Orange, NJ

Discussed a 2/19 Matter of Discussion - Gun Control Concerns

- A student – Najee MCEachin, who was a *Mayor for A Day* student, had spent time in Law Enforcement. He spoke of gun buy back issues and lack of money for the Police Department.
- She believes that the City Council should consider taking a stab to eliminate guns in the city. She does not want guns to be “carried” in the city. Orange would not be the 1st to legislate such a firm stance on gun control. Please think about it.

Water Quality Issues

- In reference to the United Water Presentation by Robert Galanti, she thanked Council Woman Jones-Bell for stating that the water quality is not up to stuff and the water taste lousy. The Valley area has been selected as a Federal superfund site. The last time for voter presentation that was not the case.
- There are 2 wells pumping up water from that very same area, the Valley.
- She was stunned that no member of the council is questioning about the quality of such a sewer. There are maybe about 50 areas in the whole nation that are superfund sites.
- This area being one of those and drinking water coming from there, "This is a no brainer" regarding quality concerns.
- She mentioned aspects of water quality. She is troubled about the lack of interest asking council to look deeper.

Tax Abatement

- She had specific questions regarding the Tax Abatement – emergency meeting.

Council President recognized Councilman Marable**Tax Abatement concerns**

- She has concerns regarding Tax abatement issues she agrees whole hearted with Bruce Meyer and questioned the length of time of tax abatement.

Council President Eason recognized Mr. Robert Beckelman

Mr. R. Beckelman is a lawyer for Greenbaum, Rose, Smith and Davis. She inquired as to if he could respond to Ms. Gordon's question.

Attorney Robert Beckelman responded.

- Referred to the Warehouse Claus of the resolution approved under the Limited Dividend and Housing Entity Laws. The Warehouse Claus is amended by
- When the long term exception law was adopted; it specifically preserved grievances entered under that law. The repealer did not apply to that law to the extent there was an agreement in place. When that law was adopted, repealing the old statues, specifically stated public law, "1991 chapter 431 Section B", an entity organized and operated appealed shall not be affected by that appeal, any financial agreements or extended any taxes shall not be affected by that appeal. This situation is still operating under the Limited Dividend Entity Law for the term of the agreement. That law did not required adoption by ordinance.
- The original agreement was for a term for about 30 years. It was tied to a FHA mortgage or 50 years.
- 1991 repealed should not be affected by that appeal and tax should be extended through mutual written extent.
- Law is currently in effect until March 16, 2013. It would expire before the next council meeting. It is extendable on the basis of the original law that it was adopted. The Municipality can extend that agreement.
- Ms. Gordan is troubled that the renewal of tax abatements. She believes it creates a precedent that the City of Orange is continuing new tax abatements. We just can not find the money.

Council President Eason, recognized Gloria Stewart.**Gloria Stewart, 62 Hampton Terrace, an Orange resident.**

- She also can feel the pain for Ms. Pierre, the mom of the son who was attacked. Something similar happened to her son when he was 15. She stated that counseling is beneficial.

Water Issues

- Regarding the water, she hopes the council keeps an eye on United. She is not comfortable drinking the Orange water.

Oakwood Ave

- They are demolishing the apartment buildings on Oakwood Ave. to start a project.

City Bills

- Regarding "bill" meeting; she wondered if it would create a problem if the city waited until the 19th.
- She was blown away to note that another 10 years may be added to the already 30 year abatement. She asked, "Why are we waiting until the 11th hour." This could have been better.
- How does this benefit the city? You may have residents that will encounter problems, regarding the tax abatement. She would like an explanation regarding the tax abatement.
- The BA situation, how has it been impacting the empty seat things?
- Outgoing Clerk, she was shocked when one is trained and then one leaves the city.

Council President Eason introduced potential legislation sponsored by Councilwoman Williams regarding individuals getting trained and then leaves the employment of the city. This item should be on the next agenda.

Council President Eason recognized Marty Mayes.**Marty Mayes, Director of Planning and Development**

Regarding Oakwood Project: The time frame is a little conspicuous, because of issues taking place with demolition. Ms. Stewart has asked for a presentation too and he did ask for that presentation. He has asked the project head to discuss the project.

Motion to Close Citizen Comments:**Motion:** Jones-Bell**VOICE VOTE****Second:** Corbitt**8) COUNCIL COMMENTS****Council President Eason recognized Councilwoman Jones-Bell****Councilwoman Jones- Bell**

- Meeting with those who can assist with lights or the lack there of lights – regarding keeping our children safe. She is meeting with engineers tomorrow.

- We need to do something to apprise council members of what is terminating; which should help eliminate emergency situations.

Council President Eason

- Questioned the mayor on how could the council put together a list of the pilots and expiration dates.

Council President Eason recognized Mayor Warren**Mayor Warren**

- Looked into a number of agreements the city has. He ordered the law department and staff from CFO to compile a list – rate, termination dates, etc. It is an arduous task; there were several tax situations included. Once collected, there will be a data base available.

Council President Eason recognized Mr. Mapp**Mr. Mapp**

- The tax assessor office is looking to compile the lists. It will be shared with mayor, members of administrations and city council. It will be a comprehensive list. It will not take long to complete.

Council President recognized Councilwoman Gaunt-Butler**Councilwoman Gaunt-Butler**

- Addressed to the mayor, is there any status on the archiving and recording of the council meetings?

Council President Eason recognized Mayor Warren**Mayor Warren**

- No not yet. He has met with cable provider. The provider stated, it looks good. they are now auditing the city's equipment. As soon as he gets that information he will provide those specifics.

Council President Eason recognized Councilman Marable

Councilman Marable met with the Director McNeil regarding the Oakwood Avenue Project. The demolition is taking place. The construction is not started. Many items have to be done. He will find out more about the project.

Council President Eason recognized Councilman Corbitt

- He wanted to make sure that we understand the importance of not extending the meeting tonight.
- Gun issues really need to be addressed regarding gun control.

Council President Eason recognized Councilman Marable

Councilman Marable regarding the Oakwood Avenue Project. It seems the demolition is taking place, but there is still a lot of things that need to get done. There are a lot of dates and details that has to be done

Council President Eason recognized Councilman Corbitt

Council Corbett does not want to extend this meeting tonight. He was personally hurt when he heard Ms. Pierre's story regarding her son. He will have another seminar, session regarding gun issues in April.

Council President Eason recognized Councilwoman Williams**Councilwoman Williams****400 Oakwood**

- She is troubled about the format in which it was presented – she is confident that the finance committee regarding a multi-component development will pay attention. One component of this is affordable housing.
- This property is an isolated situation, senior or disabled tenants are on a fixed income. Most tenants are in a narrow income situation seniors or disabled citizens. The rental units may not evolve to where other than those who are on fixed incomes would be living there.
- The administration called a meeting with the finance committee to vet out the financials.
- The mayor has already agreed to put together a senior advisory committee, and, an advisory board that would meet quarterly.

Tax Abatement

- If we waited until March 19th – what would be the difference in the abatement. The date in the agreement of the abatement is March 16th. This tax abatement will affect the seniors building.

Council President Eason – Stated the mayor has already agreed to put together a senior advisory committee. Also, an advisory board that would meet quarterly.

Council President Eason recognized Councilman Marable**Status of Citizen Advisory Committee**

- What is happening is like a bad filibuster. It is essentially a non-movement.
- He urged all council members to submit 2 names – for the Citizen Budget Advisory Committee. Budget hearings are coming soon.

Council President Eason asks for 2 names to be submitted by Wednesday.

Council President Eason recognized Councilman Abdul-Rasheed**Councilman Abdul-Rasheed**

- His new number is on the city's website. His number for the Westward councilman is 973-223-9842; Westward councilman
- For citizens on Central and Lincoln Ave, unfortunately, some of the students do not pay any attention to the crossing guards. Drivers do not either.
 - He and Marty Mayes visited the streets. Marty has determined a re-routed truck plan. With respects to trucks being re-routed to Central Ave and will not be able to make a right unto Mechanic St.

- Truck signs have been ordered.
- Marty Mayes assured him that once the signs arrived, they will be dispatched.
- Crossing-guards – job well done.

- On 2/28/2013, Reggie Miller, hosted an Annual Mentoring Program at Orange Preparatory Academy (OPA). He expressed his thanks.

- Citizens Advisory Board – He has submitted 1 person for the Citizen’s Budget Advisory Community. He suggests we go with the number we have. He advised to go with the names of those submitted and recommended.

- Whoever the clerk’s office has on record, be sworn in at the appropriate time.

Council President Eason passed out “draft” legislation sponsored by Councilwoman Williams to be reviewed. Be aware this is a “heads-up” to do something and she wants the council to be ready; although it is in draft form.

- Cell phone (see attached)
- Petty Cash (see attached)
 - Council members are asked to review drafts.
- There is another legislation coming up for tuition later.

- Star Ledger article Senate Majority Leader Loretta Wineberger sponsoring, *Public Meeting and Law Changes* - Bill S25211. The council is asked to review and consider changes and recommendations.
 - Ask Mr. Harris to address the next meeting. Consider limiting public session speaking to 3 minutes. Ms. Wineberger is addressing this issue. She would like us these guidelines to be followed. Limiting time for public discussion.
 - Council President wants to follow these guidelines, but if this goes into law, it will be followed. She believes the public should have not more than 5 minutes.

- Essex County received 4 million dollars. Do we know what it has been earmarked for?
- She asked Marty Mayes to look into it by next meeting

Hiring of Police officers

- Any planning on hiring any police officers; which will assist in reducing crime. The mayor responded that yes. As soon as it is approved, the police director is proposing/starting to hire a compliment of about 7.

Council President Eason recognized Mayor Warren

- The mayor responded that yes the police director is proposing / starting to hire a compliment of about 7; although he believes he approved 4.

Council President Eason Moved the Agenda

9) ORDINANCES–SECOND READING/PUBLIC HEARING

- 6-2013 An ordinance to amend the Code of the City of Orange Township, Chapter 74, entitled "Construction Codes, Uniform" to amend fees for plumbing and electrical permits**

Council President Eason entertained a Motion to adopt on the second reading

Moved: Abdul-Rasheed

Second: Jones- Bell

Council President Eason entertained a Motion to close the public hearing

Motion: Corbitt

Second: Jones-Bell

Council President Eason entertained a Motion for final adoption

Motion: Corbitt

Second: Jones-Bell

The Municipal Clerk announced the roll calls as follows:

Yeas: Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Marable, Williams, Eason

Nays: None

Abstentions: None

Absences: None

Council President Eason ruled the motions were carrier by Seven yeas, No Nays, No Abstentions and No Absences

ORDINANCE # 38 & 39-2012 TABLED FROM FEBRUARY 5, 2013 MEETING

- 38-2012 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.**

MOTION TO LIFT FROM TABLE: Abdul-Rasheed

Second: Marable

Municipal Clerk announced the roll calls as follows:

Yeas: Marable

Nays: Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Williams, Eason

Abstentions: None

Absences: None

Council President Eason rules the Motion was not carried by One Yea and Six Nays, No Abstentions, No Absences

39-2012 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 modified tax exemption for Phase 1B of the Tony Galento Transit Village Project.

MOTION TO LIFT FROM TABLE: Abdul-Rasheed Second: None

City Clerk, Dwight Mitchell stated Motion does not carry and remains on the table.

10) ORDINANCE INTRODUCTION /FIRST READING

None

Municipal Clerk stated there are a number of resolutions that he believes the council will like to place on the agenda or the consent agenda:

***107-2013** A resolution authorizing Tyler Technology, Inc., to prepare and execute a complete program for revaluation of all real property within the municipal boundary of the City of Orange Township for the 2014 tax year in the amount not to exceed \$470,000.00.

***108-2013** A resolution approving an amendment of a Tax Abatement for property located at 1 East Highland, A\K\A, 400 Oakwood Ave, Orange, NJ, commonly known and designated on the tax map, as the City of Orange, as block 4601 Lot 1, by a Housing Project on said site, sponsored by The Cord Meyer Development Company.

Council President Eason entertained a Motion to suspend the rules of the meeting to add resolutions *107-2013 and *108-2013 on the agenda:

MOTION: Abdul-Rasheed **Second:** Corbitt

Municipal Clerk announced the roll calls as follows:

Yeas: Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Williams, Eason
Nays: Marable
Abstentions: None
Absences: None

Council President Eason ruled the Motion was carried by Six Yeas and One Nay, No Abstentions, No Absences

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.

Council President Eason entertained a motion to suspend the rules of the agenda to remove two resolutions from the consent agenda.

Council President Eason announced that these resolution *102-2013 have been withdrawn by the Administration and Resolution *105-2013 withdrawn by Council President Eason.

RESOLUTIONS: *95-2013 – *106-2013

- *95-2013** A resolution authorizing the refund of taxes due to state board judgments in the amount of \$14,295.33.
- *96-2013** A resolution authorizing the refund of taxes due to county board judgment in the amount of \$1,676.54 to Brenda Miles, 221 North Center Street, Block 1006, Lot 043.
- *97-2013** A resolution authorizing the refund of taxes due to state board judgments in the amount of \$3,797.08 to Zipp & Tannebaum, L.L.C., 202 Oxford Street, Block 472, Lot 007.
- *98-2013** A resolution authorizing the tax collector to cancel Municipal Tax Sale Certificate 12-0038 of 2012 tax sale due to a duplicate payment for Muriel John of 142 North Essex Ave., Block 1503, Lot 033 in the amount of \$216.35 plus interest.
- *99-2013** A resolution authorizing the refund of taxes due to county board judgment in the amount of \$3,832.60 to Sharon E. Henry, 354 Tremont Place, Block 6401, Lot 021.
- *100-2013** A resolution authorizing a construction permit refund payment in the amount of \$213.00 due to the cancellation of a work contract.
- *101-2013** A resolution rescinding a redevelopment agreement and designation of 127-133, 169-177 Central Ave., Orange LLC as redeveloper for Block 3401, Lot 8 and Block 3301, Lot 1 (former Tax Blocks 108, Lots 7, 8, 9, 10, 11, 23, 24 and 25, also known as the former Peppermint Lounge and Block 107, Lots 71, 72, 73, 74 and 75, also known as the former Gregory's) within the Central Orange Redevelopment Area.
- *102-2013** A resolution approving a redevelopment agreement and designating the

8 within the Central Orange Redevelopment Area. (Withdrawn by Administration)

- *103-2013 A resolution authorizing an agreement between the City of Orange Township and EIC Inspection Agency Corp., 3605 Kennedy Blvd., Jersey City, NJ 07307 to provide elevator subcode services for the City of Orange Township for a (1) year term, with two (2) one year options to renew.
- *104-2013 A resolution authorizing the law firms of Feinstein, Raiss, Kelin & Booker, L.L.C. & Erick M. Bernstein & Associates to represent the City of Orange Township in regard to tax appeal matters.
- *105-2013 A resolution authorizing the law firm of Feinstein, Raiss, Kelin & Booker, L.L.C. to represent the City of Orange Township in regard to tax appeal matters in an amount not to exceed \$25,000.00. (Withdrawn by Council President Eason)
- *106-2013 A resolution honoring the 100th Anniversary of Delta Sigma Theta Sorority, Incorporated (Sponsored by the Orange City Council)

Council President Eason entertained a motion to adopt the Consent Agenda.

Move: Corbitt

Second: Jones-Bell

Municipal Clerk Mitchell announced the roll call as follows:

Yeas: Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Marable, Williams, Eason

Nays: None

Abstentions: None

Absences: None

Council President Eason rules the motion carried by Seven Yeas, No Nays, No Abstentions, No Absences

Council President Eason stated the resolutions that were removed will now be considered for a separate vote.

- *105-2013 A resolution authorizing the law firm of Feinstein, Raiss, Kelin & Booker, L.L.C. to represent the City of Orange Township in regard to tax appeal matters in an amount not to exceed \$25,000.00.

Move: Corbitt

Second: Jones-Bell

Council President Eason questioned City Attorney Smith is a renewal of an existing law firm that was doing the tax appeal.

City Attorney Smith stated that they are renegotiating terms; continuing an

Council President Eason recognized Councilman Abdul-Rasheed asked City Attorney Smith what was the previous workload compared to now?

City Attorney Smith stated that the previous rate was \$250.00 per hour. It is now being reduced at a reduced rate not to exceed the \$25,000.00; no extension on time, with respects this particular resolution.

Municipal Clerk announced the roll call as follows:

Yeas: Corbitt, Jones-Bell, Marable, Williams

Nays: None

Abstentions: Abdul-Rasheed, Eason, Gaunt-Butler

Absences: None

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

Councilman Abdul-Rasheed extended a motion to extend the meeting.

Motion to Extend: Williams

Second: Jones-Bell

Municipal Clerk Mitchell announced the roll call as follows:

Yeas: Jones-Bell, Marable, Williams, Eason

Nays: Abdul-Rasheed, Corbitt, Gaunt-Butler

Abstentions: None

Absences: None

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

Council President Eason stated that resolution *107-2013 will now be considered for a separate vote:

- *107-2013** A resolution authorizing Tyler Technology, Inc., to prepare and execute a complete program for revaluation of all real property within the municipal boundary of the City of Orange Township for the 2014 tax year in the amount not to exceed \$470,000.00.

Move: Williams

Second:Abdul-Rasheed

Municipal Clerk announced the roll call as follows:

Yeas: Abdul-Rasheed, Corbitt, Gaunt- Butler, Jones-Bell, Williams, Eason

Nays: Marable

Abstentions: None

Absences: None

Council President Eason ruled the motion was carried by Six Yeas, One Nay, No Abstentions, and No Absences

Council President Eason announced that resolution *108-2013 will now be considered for a separate vote:

***108-2013** A resolution approving an amendment of a Tax Abatement for property located at 1 East Highland, A\K\A, 400 Oakwood Ave, Orange, NJ, commonly known and designated on the tax map, as the City of Orange, as block 4601 Lot 1, by a Housing Project on said site, sponsored by The Cord Meyer Development Company.

Council President Eason entertained a Motion to Adopt

Motion: Abdul-Rasheed

Second: Williams

Council President recognized Councilwoman Williams

On the motion, Councilwoman Williams feels it is important to protect the ability for residents to take advantage of the program. This committee will be receiving financial information from the attorney from the committee. The council can resend this resolution, if they see fit.

Council President recognized Councilman Marable

Councilman Marable:

- Has not seen this resolution. No one has.

Council President Eason stated she had met with an attorney on Saturday and was updated.

On the Motion Councilman Marable:

- Believes this will be problematic and their concern about tax abatements is real. The residents are owed an opportunity to do this right and above board and for us to understand what the long term impact is.
- We also need to understand critical information regarding if the property was fully taxed, what would this property bring in tax dollars? There is a lot of information that is needed. The window is time is so finite.
- It behooves the council to cross the t's and dot the i's.
- As it relates to this and other properties in orange, what happens when these things expire? A global strategy is needed
- He just has not had enough time to review this agreement.

Council President Eason recognized Councilman Abdul-Rasheed

Councilman Rasheed stated it is the short notice that is concerning him and he wants to be more familiar.

Municipal Mitchell announced the roll call as follows:

Yeas: Williams, Eason

Nays: Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Marable

Abstentions: None

Absences: None

Council President Eason ruled the motion was not carried by Two Yeas, Five Nays, No Abstentions and No Absences

The Thursday night meeting remains as is. A Special meeting on Wednesday, March 13, 2013 – 8:00 pm will be held to discuss vote on resolution 108-2013.

Council President recognized Councilman Corbitt

On the Motion, Councilman Corbitt Asked Mr. Dan Smith to confirm whether we are suppose to handle *108-2013 by resolution or ordinance.

RESOLUTION TABLED FROM FEBRUARY 19, 2013 REGULAR MEETING

- * 84-2013 **A resolution authorizing the City of Orange Township to add 155 Heywood Avenue and 241 Heywood Avenue to its existing City of Orange Township Abandoned Properties list.**

MOTION TO LIFT FROM TABLE:

Motion: Abdul-Rasheed

Second: Gaunt-Butler

Municipal Clerk announced the roll call as follows:

Yeas: Corbitt, Gaunt-Butler, Eason

Nays: Abdul-Rasheed, Jones-Bell, Marable, Williams

Abstentions: None

Absences: None

Council President Eason ruled the motion was not carried by Three Yeas, Four Nays, No Abstentions, and No Absences

12) OTHER PENDING BUSINESS

None

Council President Eason entertained a Motion to Adjourn

13) Motion to Adjourn:

Motion: Corbitt

VOICE VOTE

Second: Jones-bell

