

MINUTES CITY COUNCIL
CITY OF ORANGE TOWNSHIP
NEW JERSEY

CITY OF ORANGE TOWNSHIP NEW JERSEY
REGULAR MEETING MINUTES
September 16, 2014

A regular meeting of the City Council of the City of Orange, Township held in the Council Chambers 4th Floor of City Hall, 29 North Day Street, Orange, New Jersey, on Tuesday, September 16, 2014

The Deputy Municipal Clerk, lead the Pledge of Allegiance to the Flag.

Roll Call:

Present:

East-Ward Councilman Kerry J. Coley
At-Large Councilman Elroy A. Corbitt
North Ward Councilwoman Tency A. Eason
At-Large Councilwoman April Gaunt-Butler
West Ward Councilman Harold J. Johnson, Jr.
South Ward Councilwoman Jamie Summers-Johnson
At-Large Council President Donna K. Williams

Also Present:

Madeline Smith, Deputy Municipal Clerk
Dan S. Smith City Attorney
Kevin D. Harris, Legislative Research Officer
Margaret Homere, Clerk's Office
Marty Mayes, Representing Administration

Councilwoman Summers-Johnson asked Dr Cummings, Principal of Cleveland Avenue School, Orange, N.J. 4th to step to the podium and introduce 4th Grader Mr. Moise Voltaire from Cleveland St. School to led with the Pledge of Allegiance.

Councilwoman Eason, Council President, Councilman Coley & Councilman Corbitt made kind remarks to Mr. Voltaire.

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 17, 2014, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

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 both General Issues and Agenda Items, they will be allowed to speak for ten (10) minutes.

APPROVAL OF MUNUTES

None

REPORTS:

Department of Building, Plumbing, Electrical, Elevator and Fire Division

- Month of March 2014 - \$20,859.00
- Month of April 2014 - \$37,414.00
- Month of May 2014 - \$91,257.00
- Month of June 2014 - \$47,910.00
- Month of July 2014 - \$38,815.00
- Month of August 2014 - \$50,759.00

Department of Community Services

- Month of June 2014 - \$49,491.00
- Month of July 2014 - \$30,158.00
- Month of August 2014 - \$12,044.00

Clerk's Office Report

Deputy Clerk Smith reported:

- Month of August 2014 - \$41.94

DEPARTMENT REPORTS

Police Department

Councilman Corbitt stated that there were no reports.

Fire Department

Councilman Gaunt-Butler stated that there were no reports.

Finance Department

Council President Williams reported that the Finance Committee Meeting held a meeting the Thursday prior and stated that the minutes would be forth coming for the next meeting.

Housing Authority

Councilman Johnson, Jr., stated that there were no reports.

Personnel Committee

Council President stated that there were no reports.

Library Committee

Councilwoman Summers-Johnson stated that their meeting was postponed until September 25, 2014. She stated that she was able to gather information from the Director to present an overview as follows:

- The Budget was restored from \$503,000.00 to \$703,000.00.
- They received some additional grants from endowments to help with the Library's sustainability.

- She spoke with Al Silverman, the Manager of Library's Orange Free Board Endowment & Watson Alcove Foundation and received a break-down of the funds as follows:
 - Watson Alcove Foundation had \$100,000.00 which was restricted for the restoration of the Watson Room;
 - The Orange Free Board Endowment had \$1.5 million dollars; and the Library received money in interest and dividend from it. Thus far they had received \$39,810.00 from the interest and dividends from when the Library was closed. Community development block grant. The Library was awarded \$48,000.00 to restore the Chiller HVAC System.
 - New Jersey State Library awarded the Library \$15,717.00 Per Capita State Aide;
 - The Grants they have received thus far is The New Jersey Historic Trust extended the \$750,000.00 matching grant for the capital improvements for two years. The New Jersey Historic Trust was extended until May 2016.
- The Director shared with her some of their concerns as follows:
 - They were short staffed. They needed to hire a part-time Librarian.
 - In the reference department, she stated that Mr. Robert G. Walters, a professional Librarian had been volunteering and showed an interest in the part-time Librarian position. He had been working in the Watson Room making sure the Library had been developing an itemized list of the Watson Collection.
 - The Children's Library needs a part-time Librarian.
 - In need of a part-time maintenance worker to assist the maintenance department.

CONSTABLE REPORTS

- Darnell Brodie – Month of August 2014 – No activity
- Mohammed Toure-Month of August 2014 – No activity

OPRA REPORTS

None

COUNCIL REPORTS

Council President directed the Clerk to file reports.

COMMUNICATIONS AND PETITIONS

None

CITIZEN'S COMMENTS

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.

William R. Lewis, 688 Mosswood Avenue, Orange, NJ

- Mr. Lewis made comments on the YWCA Court documents.
- Mr. Lewis made comments regarding the Agenda.
- Mr. Lewis made comments regarding Mr. Robert Tarver.
- Mr. Lewis made comments on Resolution 234-2014 Special Investigatory Committee.
- Mr. Lewis made comments on the Budget and Finance.

Council President responded to Mr. Lewis' comment on her being the Chairperson at the time of the YWCA litigation she had disclosed at the Council Meeting and had recused herself of any questions dealing with the YWCA because of the conflict. She stated at that time any questions regarding the YWCA would be directed to Councilwoman Summers-Johnson.

Council President responded to Mr. Lewis' comment on Resolution 234-2014. She stated the Committee was set forth by Resolution 149-2014 by Councilman Marable when he was the chair and that it was continuation of such.

Council President asked Attorney, Smith if he wanted to make any further comments on the matter. Mr. Smith responded to former Councilman Lewis statement regarding the YWCA, stating that Mr. Lewis saw in the file that the matter was dismissed.

Mr. Smith responded to Mr. Lewis' comments on The Special Investigatory Committee stating that his concerns were valid. He stated that was a Personnel Committee which was a part of the standard committee and perhaps that was what Mr. Lewis had made reference to. He stated that there wasn't a need for the Special Investigatory Committee because the Personnel Committee was able to make the same type of inquires and requested that the Council consider the concern.

Jeffrey Feld, Local Businessman; 268 Main Orange, NJ wwwnj.com website

- Mr. Feld made commented on the Clerk's Office doing a great job on being transparent.
- Mr. Feld made comments on the need for the meetings to be broadcasted.
- Mr. Feld made comments on the public notices in the news papers be posted on the bulletin board.
- Mr. Feld commented on OPRA not being in compliance and that various departments were not responding to the Clerk's requests. He stated that he had not received from the City a copy of the letter that was sent to the School Board demanding payment.
- Mr. Feld stated that he did not receive a copy of Mr. Maps' email that was sent to the Local Finance Board.
- Mr. Feld made comments on the Budget.
- Mr. Feld made comments on the Agenda.
- Mr. Feld made comments on the Bill List.
- Mr. Feld commented on Resolution 234-2014.
- Mr. Feld made comments on the best practices.

Maria C. Vandermeer, Resident of Orange, NJ

- Ms. Vandermeer made kind remarks about Councilwoman Summers-Johnson being elected.
- Ms. Vandermeer stated that there was parking issue on Lincoln Avenue & Mechanic Street. She stated that she spoke with Councilman Corbitt and that she was told that the Police Director said it was under investigation. She stated that she wanted some answers.
- Ms. Vandermeer commented on Mechanic Street wanting a crime watch.

- Ms. Vandermeer addressed Mr. Mayes about the mold issues in her apartment and that she wanted some answers on the report she was waiting on.
- Ms. Vandermeer commented on not having handicap parking spot in her building that was required because her husband was handicapped.
- Council President asked Ms. Vandermeer to clarify what happened with the handicap parking.
- Ms. Vandermeer stated that when the building was first built a few years ago it required spaces for handicap parking for the residents only. She stated that a Day Care was opened and they had signs that stated that the residents were not able to use the handicapped spots.
- Council President asked Mr. Mayes if he was able to respond to Ms. Vandermeer questions. Mr. Mayes stated that there would be an open meeting held to discuss the issues because she was in litigation with many of her concerns and he did feel comfortable commenting.
- Ms. Vandermeer stated that she was not in litigation.
- Council President asked Councilwoman Eason if she wanted to comment on the handicap spot.
- Councilwoman Eason stated that when the building was first built it required one handicap spot. She commented on the Day Care taking over the spot and stated that it might be an issue that the owners of the building to resolve.
- Ms. Vandermeer stated that the issue with the Day Care sign was a Public Works matter.
- Councilwoman Eason stated that because it was a private property it would not be handled through Public Works, but through the Building and Planning Department. She stated that the documents should be pulled to review what was approved regarding the sign for the Day Care.
- Councilwoman Eason asked Attorney, Smith to look into the matter.
- Mr. Smith responded stating that he would.
- Council President asked Director Simms to respond Ms. Vandermeer statement about the crime watch.
- Mr. Simms asked Ms. Vandermeer to clarify that no one contacted her about the crime watch.
- Ms. Vandermeer responded with a yes.
- Mr. Simms stated that he would have someone visit her about the crime watch. He also reiterated that he personally had an open door policy and had not received any messages from her. He asked for her phone number and stated that he would have someone contact her.
- Council President asked Director Simms to report back to the Council and let them know the progress on the crime watch for Ms. Vandermeer.
- Council President asked Mr. Mayes about the nature of Ms. Vandermeer's litigation.
- Mr. Mayes stated that he was not sure, but preferred that the matter be discussed with an attorney.
- Council President asked if Ms. Vandermeer had an opportunity to speak with Attorney, Smith.
- Ms. Vandermeer responded with a no.
- Council President asked Director Simms step outside the room and speak with Ms. Vandermeer on some of her complaints.
- Council President asked Mr. Smith to step outside the room and speak to Ms. Vandermeer on her issue with the handicap spot. She also asked that he give a progress report to the Council and a future meeting.
- Ms. Vandermeer stated that there need to be a superintendent on the premises for every four apartment in her building.
- Councilwoman Eason responded to her comment stating that she believed the numbers were higher.

Katlatin Gordon, 211 Park Place, Orange, NJ

- Ms. Gordon commented on Director Simms comments on the new large developments in the area and the hiring of new police personnel.
- Ms. Gordon commented on Resolution 218-2014.
- Council President stated that the resolution had been removed from the Agenda
- Ms. Gordon commented on Resolution 222-2014.
- Ms. Gordon commented on the Bond Ordinance and purchase of police vehicles.
- Council President responded to her comment regarding the purchase of the police vehicles stating that they had waited until there was a great need. She stated that going forward there would be a police car in the future budgets to avoid some of the issues they had.
- Council President asked Director Mayes if he knew the total number of Police Vehicles to be purchased.
- Mr. Mayes stated that he would get back to the Council with the numbers because he did not have the fleet inventory with him.
- Council President responded to her comments on Valued Research Group. She stated that they were not looking at one development but a citi-wide development and asked Mr. Mayes to respond.
- Mr. Mayes stated that he would have them return and do a brief presentation on the financial impact statement.
- Council President asked if Mr. Mayes had a written report from Valued Research Group.
- Mr. Mayes responded stating that he would be able to get one.
- Council President asked that he presented one to each council member as well as Ms. Gordon.

Gloria Stewart, 62 Hampton Terrace, Orange, NJ

- Ms. Stewart commented on the student participation with the Pledge of Allegiance.
- Ms. Stewart commented on the meeting being televised.
- Ms. Stewart commented on the purchase of police cars and the two cars for Public Works.
- Ms. Stewart thanked Councilwoman Summers-Johnson on her report on the Library.
- Ms. Stewart commented on the water bill to the School Board.
- Ms. Stewart commented on the status of the reservoir
- Ms. Stewart commented on members of the Administration absent from the meeting.
- Ms. Stewart commented on the Paid Sick Day presentation.
- Ms. Stewart commented on the volume from the festival being too loud.
- Ms. Stewart commented on her power outage and two utility poles being knocked down.
- Council President responded to Ms. Stewart's comments on the black out. She requested that the Council's liaison for the Housing Authority, Councilman Coley, and Councilman Johnson, Jr. to get a report on the power outage for the next meeting.
- Council President responded to her comment on members of the Administration absent from the meeting stating that the City still did not have a B.A.
- Council President responded to Ms. Stewart's comment on the number of police cars being purchased by asked Director Simms if he knew the total number.
- Director Simms stated that he would need to get back to the Council with the number.
- Council President stated that the Fire Department received a new and used vehicle.
- Ms. Stewart stated that she heard about the used vehicle.

- Council President asked Councilwoman Eason to do a brief presentation on how the water bill to the school board was resolved.
- Councilwoman Eason gave a synopsis stating that an inventory of the meters, monies would be returned to the School Board and that it would be the Council's final decision whether or not the School Board should pay for water.
- Council President responded to Ms. Stewart on her comment on Mr. Mapp not being present stating that Mr. Mapp did notify the Council that he would be absent and that Ms. TaQuisha Knight from the Finance Department was there to represent him.
- Councilman Corbitt stated that Mr. Garcia was around to answer any questions regarding paid sick days.
- Council President stated that Mr. Garcia would be able speak in the citizen's comments.
- Councilman Johnson, Jr. stated that if Ms. Stewart wanted immediate information on the Housing Authority and the power outage the information could be found on the City's website and that he had just received an email from the Mayor.

Sally Wright, 105 Wilson Place, Orange, NJ

- Ms. Wright stated that she was there representing her family as well as the other residents in the Walter G Senior Building and wanted to thank the Administration, the Council, the Commissioner, The Fire Department and Police Department for going to the building the previous Saturday with the emergency of the electricity going out. She stated that they were grateful for the food and the generator that the Fire Department brought to the building.
- Ms. Wright stated that going forward if the Housing Authority would inform the residents in the area of any up-coming demolitions in the area so that they would be better prepared.

MOTION TO CLOSE CITIZEN'S COMMENTS

Motion by Councilman Summers-Johnson, seconded by Councilwoman Gaunt-Butler to close Citizen's Comments. The motion carries unanimously to close Citizen's Comments.

COUNCIL COMMENTS

Councilwoman Eason commented on former Councilwoman Vandermeer's statement on having a superintendent for every four units in her building. Councilwoman Eason stated that the ordinance stated that a certified superintendent had to maintain the building and that the ordinance also stated that a building with twenty five or more units would have a superintendent on the premises not four units. Councilwoman Eason had a question on the video taping of the meetings. She stated that the Council had received a proposal that night directed to Councilman Coley. Councilwoman Eason asked if it was agreed upon that fixing the equipment would be included in the bond ordinance.

Council President responded stating that the monies were already allocated prior to the budget for \$16,000.00.

Councilwoman Eason stated that they were asking for \$45,000.00. Councilwoman Eason stated to Mr. Mayes that it was not put in the bond ordinance.

Mr. Mayes responded stating he didn't believe it was included in the bond ordinance.

Council President stated that Mr. Royster gave a letter to Council and that she didn't believe it was a bond.

Councilwoman Summers stated that in his letter it stated it was included in the bond.

Councilwoman Eason stated that they did not include that item in the bond because they allocated the money in the budget. She stated she did not understand why they didn't go out and get the equipment and fix it instead of hiring an outside vendor to tape. She stated that she thought that it was \$9,000.00 for the parts to fix the equipment and wasn't sure how \$45,000.00 came about. She stated they need to find the money in the budget.

Councilwoman Eason directed her questions to the Deputy Clerk regarding her OPRA Request. She stated that she found out at the New Jersey League meeting that the Law Department did not need to analyze them prior to being fulfilled. Stated that if by chance an OPRA Request was not fulfilled that it was the Deputy Clerk's duty to send a letter to the person to whom the request was given stating that it was not going to be fulfilled and to keep an audit trail. She stated that it would allow them to legally go after those who were not giving the information that was requested.

Councilwoman Eason stated under the Faulkner Act that the Council could see anything they needed to see without filing an OPRA Request. She stated that they could not deny them any request for information. She stated that part of the legislation that had been presented to the assembly records custodian are not subjected to penalties under the Open Records Act if due diligence was exercised.

Councilwoman Eason gave an update on another legislation regarding candidates being drug tested prior to being placed on the election ballot and provided random drug testing for local and state holders of public office. She stated that it was approved to go to the assembly. She mentioned another legislation that required the Secretary of State to promulgate rules and regulation governing the use of an official seal of a local.

Councilwoman Eason addressed Deputy Chief Rothenberger from the Orange Fire Department stating that the City's EMT services would soon need to require the 911 services facilities to be equipped with a system that would process request for emergency services via text messages. She asked him to inquire if they had the capabilities do those type services. She asked him to speak to their emergency service provider to see if they had the funds. She stated that if the legislation passed they would need to be able to operate via text messages.

Deputy Chief Rothenberger asked if she speaking terms of the drivers and Councilwoman Eason clarified stating that she was referring to the dispatcher.

Councilwoman Eason stated that she spoke to Mr. Mayes on some of the streets on the North Ward needing to be paved.

Council President stated that she neglected to allow two members to speak in response to Ms. Stewart and wanted Mr. Ken Garret to speak on the status of the Reservoir and Craig to do a summary on paid sick days. She stated that after which they would return to Council Comments.

CITIZEN'S COMMENTS RESUMED.

Council President responded to Ms. Stewart on the reservoir stating that in terms of the funding they were paid a lump sum but was able to allocate, she stated that it was a ten (10) year lease, \$75,000.00 per year.

Council President requested that Garret spoke more on the reservoir.

Mr. Ken Garret introduced himself as the liaison for the City of Orange. He stated that kiddy Park was just opened and that a few Council Members were present at the grand opening. He stated that improvements had been made to the surrounding areas and that they were in the process of building additional parking because the Reservoir had become an attraction for people in Essex County as well as people from all over.

Councilwoman Eason stated that Mr. Garret should mention that over five hundred thousand people had gone through the park since August of this year. She stated normally those numbers would be reached at the end of the year.

Mr. Garret stated that he did not know the exact number but that the number of people visiting had grown and that was the reason for more parking areas. He also stated that people who visited was a very diverse group.

Council President asked if the walkway had been completed.

Mr. Garret stated that it was in fact completed and that it was almost a two (2) mile walk.

Mr. Craig Garcia from New Jersey Working Family stated that he was there to answer any questions regarding paid sick days. He stated that as per the ordinance there was a maximum of five (5) paid sick days per year to avoid the burden on the small business owners. He stated that if anyone had any questions they would be able to visit the website site at www.newjerseyworkingfamilies.org.

Council President thanked Mr. Garcia for taking the time to share.

COUNCIL COMMENTS RESUMED

Councilman Corbitt asked Councilwoman Summers-Johnson if the repairs for the roof of Library had been completed and who contractor was.

Councilwoman Summers-Johnson responded stating that she was not able to answer because unfortunately they had not had their meeting, but that it would be held on the September 25, 2014 and that she would get the information for him after their meeting.

Councilman Corbitt asked Mr. Mayes when would the water main break at Tremont and Scotland and High Street near Star Tavern be repaired.

Mr. Mayes stated that he did get additional quotes and that hopefully they were lower than the ones they had previously. He stated that he would follow up and get back to Councilman Corbitt and that he was looking to see the work getting started as soon as possible.

Councilman Corbitt asked Mr. Mayes to email the entire Council the information as soon as he found out.

Mr. Mayes responded with an ok.

Councilman Corbitt addressed Councilwoman Eason on her comment on candidates who decided to run for office getting drug tested. He stated that if an election was held the summer he would have failed from hanging out at Central Play Ground.

Councilman Corbitt asked if an advertising for the Clerk's position was placed he asked that either Council President or the Deputy Clerk to respond.

Council President stated that it would be discussed in an executive session.

Councilman Corbitt responded with an ok.

Councilman Coley had no council comments.

Councilwoman Summers-Johnson stated that she sent a letter was sent to the Board of Education on August 28, 2014 for the use of Heywood Avenue School to hold her quarterly meetings for the South Ward.

Councilwoman Summers-Johnson stated that some of the residence asked about doing more crime watch programs in the area. She stated that there had been complaints of college student purchasing drugs in the Berkeley Avenue of the South Ward. She stated that she spoke with Police Director, Simms who already knew about on the issue.

Councilwoman Summers-Johnson stated that she visited the Reservoir with her family and had great experience. She stated that she hoped the Schools in Orange used it for field days.

Councilman Johnson, Jr., stated that the next Council Meeting he would have a prepared statement for the council comments section.

Councilwoman Gaunt-Butler stated that she had some comments for the Finance Department to give to Mr. Mapp.

- Stated that she was still waiting on the independent auditor's report;
- Stated that she was still waiting for the net results on the corrective action plan.
- Asked when would the budget process begin?

Mr. Smith, City Attorney wanted to bring to the Council's attention Ordinance 18-2014 and Resolution 232-2014. He stated that the matter had been litigated and the Court had issued an Order with a short time-frame to adopt.

Mr. Smith stated as it pertained to OPRA having a great deal of disclosure that the fact remained that there were still exceptions. He asked that they abide by OPRA but know that there were certain exceptions and the Law Department would be more than happy to render an opinion regarding those documents. He stated that there may be some litigious inquiries and that there were certain exception to OPRA and that needed to be respected as well.

Council President stated that school was back in session and that everyone should make an effort to support the students in their various activities. She stated that they had overlooked honoring one of the citizens who had passed away that had moved away to Virginia from the South Ward. She stated that she was one of the members of Citizens of Responsible Government.

Councilwoman Eason stated that a resolution needed to be done to honor her and that they had the Council had the documentation. She stated that a proclamation could not be done because her memorial service had already taken place.

Council President stated that former Councilman and football coach Nick Varanelli had passed away and that a resolution had already been completed and they were waiting on a date for his family to accept as well as a picture of him to be hung in the Council Chambers.

Councilwoman Summers-Johnson stated that she would contact his daughter.

Council President thanked everyone from the City Government who played a part in coming together on the power outage in the East Ward. A special thanks to Mr. Wade the emergency coordinator.

Councilman Corbitt comment on the scheduling for the Orange High School football and that the team starting the season off on a high note and announced the next game.

MOTION TO EXTEND THE MEETING AT 10:30PM

Motion by Councilwoman Eason and seconded by Councilman Coley to extend the meeting. The motion carries unanimously.

ORDINANCES-SECOND READING/PUBLIC HEARING

18-2014 An ordinance to amend the Code of the City of Orange Township, Chapter 88-1 entitled "Fees" for Certificates of Habitability.

MOTION TO ADOPT SECOND READING

Motion by Councilman Corbitt, seconded, by Councilwoman Eason

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

PUBLIC HEARING

Jeffrey Feld, Local Businessman; 268 Main Orange, NJ www.nj.com website

- Mr. Feld made comments on the ordinance.
- Mr. Feld made comments on the Court's Order in reference to the Ordinance.

MOTION TO CLOSE PUBLIC HEARING

Motion by Councilman Corbitt, seconded, by Councilwoman Eason

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

MOTION TO ADOPT FINAL READING

Motion by Councilman Corbitt, seconded, by Councilwoman Eason

ON THE MOTION: Council President stated that the Order and the letter showed two different docket numbers and that it might have been a typo from the Court. She stated that the figures were the same on both documents reflecting eighty dollars for inspection and seventy for re-inspection.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

ORDINANCE INTRODUCTION/FIRST READING

None

CONSENT AGENDA

The Deputy Clerk Read: 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 *218- 2014-*234-2014

*218-2014 A resolution authorizing the foreclosure of tax title liens in REM. (Withdrawn)

- *219-2014 A resolution authorizing the tax collector to cancel fourth quarter of 2013 tax billing for Orange Township Board of Education, 386 Clarendon Place, Block 4902, Lot 3 in the amount of \$3,604.35 plus interest.
- *220-2014 A resolution awarding a contract for the purchase of two (2) 2015 Ford F-250 4WD REG CAB 137" WB for the City of Orange Police Department and Public Works Department, to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960 in an amount not to exceed \$64,527.00.
- *221-2014 A resolution awarding a contract for the purchase of two (2) 2015 Ford Explorer 4WD base for the City of Orange Township Public Works Department and Code Enforcement to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960 in an amount not to exceed \$57,416.00.
- *222-2014 A resolution awarding the contract to Unitemp, Inc., 26 World's Fair Drive, Unit D, Somerset, New Jersey 08873 for heating and air conditioning maintenance services at the Freddie Polhill Law & Justice Complex, 25-29 Park Street, Orange, New Jersey in the amount not to exceed \$46,640.00. **(Off the consent agenda for separate vote)**
- *223-2014 A resolution authorizing the awarding of a two year contract to provide food for prisoners incarcerated at the Orange Police Department to Harris Diner Inc., 21 North Park Street, East Orange, New Jersey 07017 in an amount not to exceed \$28,350.00 per year.
- *224-2014 A resolution awarding a contract for the purchase of (14) 2014 Police Interceptor SUV for the City of Orange Township Police Department to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960 in an amount not to exceed \$511,682.50.
- *225-2014 A resolution awarding a contract for the purchase of a Series 4000 Communications Control System for the City of Orange Township Police Department, Division of Communications to Zetron Reseller, Northeast Communications, 244 East Union Turnpike, Wharton, NJ 07885 in an amount not to exceed \$193,809.00.
- *226-2014 A resolution authorizing the purchase of (16) lengths of 5 inch large diameter hose from Firefighter one 34 Wilson Dr. Sparta, N.J. 07881 to be used by the City of Orange Fire Department in an amount not to exceed \$11,000.00.
- *227-2014 A resolution approving the bill list for council meeting vote on September 16, 2014 dated September 16, 2014 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 644,140.49).
- *228-2014 A resolution appointing Jeff Lambert Wingfield as an Alternate Home Owner Representative to the Rent Leveling Board in the City of Orange Township, New Jersey.
- *229-2014 A resolution appointing Renee Hawkins, as a Citizen Member to the Public Works Committee of the City of Orange Township.

- *230-2014 A resolution re-appointing Jacqueline Kimble, from Orange, New Jersey as a first alternate member to the Zoning Board of Adjustment of the City of Orange Township, New Jersey.
- *231-2014 A resolution re-appointing Christopher Jackson from Orange, New Jersey as a regular member to the Zoning Board of Adjustment of the City of Orange Township, New Jersey.
- *232-2014 A resolution waiving the Twenty (20) Day Period on the effective date of Ordinance #18-2014.
- *233-2014 A resolution authorizing the issuance of a raffle license to Our Lady of the Valley Church.
- *234-2014 A resolution appointing Donna K. Williams to the formation of Special Investigatory Committee.

MOTION TO ADOPT CONSENT AGENDA:

Motion by Councilman Corbitt, seconded by Councilwoman Gaunt-Butler, to approve the Consent Agenda (with exceptions as noted) by the Township as follows:

Approval of Resolutions: 219-2014, 220-2014, 221-2014, 223-2014, 224-2014, 225-2014, 226-2014, 227-2014, 228-2014, 229-2014, 230-2014, 231-2014, 232-2014 & 233-2014

*The Consent Agenda was unanimously approved as modified.

Council President read *222-2014 titled: A resolution awarding the contract to Unitemp, Inc., 26 World's Fair Drive, Unit D, Somerset, New Jersey 08873 for heating and air conditioning maintenance services at the Freddie Polhill Law & Justice Complex, 25-29 Park Street, Orange, New Jersey in the amount not to exceed \$46,640.00.

Motion by Councilwoman Eason, seconded by Councilman Johnson, Jr., to approve Resolution *222-2014

On The Motion: Councilman Johnson, Jr., stated looking at the way the contract had been configured and what had been questioned about it earlier, it seemed that it did rise to the occasion where it should be looked at, but the timing and the fact that the contract was soon to be expired and overlapping the budget season to them awarding the contract on a future budget. He stated that he needed an explanation regarding that issue.

Mr. Mayes responded stating that he did ask questions about the contract and stated that it was ok from a financial stand point. He stated that it did overlap two budgets and that it was the way the contract fell and that on the second page of the resolution there was \$15,000.00 that would be taken out of this year's budget. He stated that on the following page \$31,000.00 would be taken out of the next budget. He stated that this wasn't the first contract that happened to fall between two budgets and that essentially what it did was locked up the \$31,000.00 for next year's budget as a line item making sure the contract ran a full year.

Councilman Johnson, Jr., stated that they would be doing budgets way into the following year from April through August, and that money would be drawn from the account with no accountability. He stated that he did not approve the resolution.

Council President stated that they had a temporary appropriation and asked Attorney, Smith if he wanted to speak on it.

Mr. Smith stated he had no comments.

Council President asked Mr. Mayes if was attempting to guarantee the cost.

Mr. Mayes stated that he was trying to guarantee the contract would be a full year.

Councilwoman Gaunt-Butler stated she had a question on the contract stating that there was an option to renew for another twelve month period and she also wanted to know how the funds would be secured.

Mr. Mayes responded stating that what she had in front of her was the second year and that they could only renew a contact once and that next year it would have to go out for bid. He stated that it was a contract that was already in place for one year that they were at that time exercising the right to renew for an additional year and that when the contract expired next year there would be no choice but to go out for a new bid.

Councilman Johnson, Jr., commented on the break-down of the contract and the pay-out and that the first portion would be taken out of the current budget.

Mr. Mayes responded with a yes.

Councilman Johnson asked if another payment would be allocated for another year's contract.

Mr. Mayes responded with a no, stating that they were allocating payment for the additional months eight months.

Councilman Johnson, Jr., asked if after the eight months they would be going back out to bid.

Mr. Mayes responded with a yes and that it would be for a new contract. He stated that any contract was only good for two years.

Councilman Johnson, Jr., asked if the bidding process would start prior to the expiration of the contract.

Mr. Mayes responded with a yes.

Councilman Johnson, Jr., asked if it would be shopped to multiple companies for bid.

Council President responded stating that Mr. Mayes was trying to catch up with the outstanding maintenance plans.

Councilman Johnson, Jr., asked if the Council would be able to receive a list of all the municipal elevators to track the payments for service.

Mr. Mayes asked if he just wanted a list of municipal elevators because the elevators listed on the Bill List were private elevators.

Council President asked Councilman Johnson, Jr., if he wanted a list of the maintenance plans they had in place.

Councilman Johnson, Jr., responded stating that was a separate question and that they would handle it later.

Council President asked if there were any more question on the motion. Seeing none.

ROLL CALL:

Ayes: Coley, Corbitt, Eason, Gaunt-Butler Johnson, Jr., Summers-Johnson & Williams

Nays: none

Motions Carries

Council President read *234-2014 titled: A resolution appointing Donna K. Williams to the formation of Special Investigatory Committee.

MOTION by: Councilwoman Williams, seconded by Councilwoman Gaunt-Butler.

Councilwoman Eason wanted to know if the resolution was being removed or withdrawn.

Council President stated that she was withdrawing it because it was worded incorrectly.

Councilwoman Eason stated that both Council President and Councilwoman Gaunt-Butler needed to rescind her vote if it was to be withdrawn.

Council President agreed.

Councilwoman Gaunt-Butler stated that she rescinded her vote.

Council President stated after looking at the resolution saw that the wording was correct.

RESOLUTIONS TABLED FROM AUGUST 6-2014 MEETING

*185-2014 A resolution appointing Darrin Fisher to the City of Orange Township Historic Preservative Commission for a term of one (4) years commencing on August 6, 2014 through July 31, 2018. (Sponsored by Hon. Kerry J. Coley).

MOTION TO LIFT FORM TABLE

Motion by Councilman Coley, seconded by Councilwoman Williams

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

MOTION TO ADOPT:

Motion by Councilman Corbitt, seconded by Councilman Johnson, Jr.

ON THE MOTION

Councilwoman Eason asked if they were voting to bring back Councilman Corbitt's appointment and to correct his title so that they were all consistent. She stated that she saw notes that the tiles were incorrect.

Council President stated that it was only one word that was different.

Councilwoman Eason stated that Councilman Corbitt's appointment should be brought back for amendment so that they were all consistent.

Council President responded with a yes.

Councilwoman Eason stated he needed to be notified that he was approved for the appointment.

Council President asked if she wanted to notify him on his appointment.

Councilwoman requested that the Clerk's office did the notification as well as for the other individuals on the team so that they would be able to get together.

Council President asked if there were any other questions on the motion. Seeing None.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

RESOLUTION TABLED FROM SEPTEMBER 2-2014 MEETING

- *206-2014 A resolution authorizing the City of Orange Township Planning Board to conduct a public hearing for the purpose of determining whether select properties contiguous to Lincoln Avenue, Highland Avenue, Clarendon Place, Carteret Place and Lighthipe Place meet the criteria for a non-condemnation redevelopment area as defined by the local redevelopment and Housing Law including Chapter 159.

MOTION TO LIFT FORM TABLE:

Motion by Councilman Corbitt, seconded by Councilwoman Gaunt-Butler

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

ON THE MOTION: Mr. Mayes stated that they had discussion with the planner and was withdrawing the resolution.

Council President stated the Administration withdrew Resolution 206-2014

OTHER PENDING BUSINESS:

Council President requested that Director Mayes gave a brief explanation of the functions of the D.I.C. Mr. Mayes stated that DIC was a third-party agency that did inspection of all elevators for the City of Orange two times per year (every 6 months). He stated the items on the Bill List were the inspections. Council President asked how they were paid.

Mr. Mayes responded stating that they were paid based upon the State Fee. He stated that he would have the State Fees at the next meeting to give a better understanding.

Councilwoman Eason thanked Mr. Mayes for his explanation on the inspections not just being done on City owned elevators. She confirmed from Mr. Mayes that the money was placed in a trust account.

Council President stated that since the inspections were being done two times per year Mr. Mayes should have a schedule.

Mr. Mayes responded with a yes.

A MOTION TO GO INTO EXECUTIVE SESSION FOR PERSONNEL MATTERS

Motion by Councilman Coley, seconded by Councilman Johnson, Jr.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Regular Meeting
Motion Passes

MINUTES CITY COUNCIL September 16, 2014
CITY OF ORANGE TOWNSHIP
NEW JERSEY

MOTION TO ADJOURN

Motion by: Councilwoman Summers-Johnson Seconded by Councilman Johnson

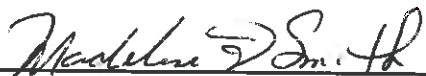
ROLL CALL

Ayes: Coley, Corbitt, Johnson, Jr., Summers-Johnson & Williams

Nays: Eason, Gaunt-Butler

Motion Passes

ADJOURNMENT TIME: 1 1:55P.M.



Madeline F. Smith, RMC
Deputy Municipal Clerk



Donna K. Williams
Council President