

# 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, DECEMBER 18, 2018 FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

		PRESENT	ABSENT
Hon. Tency A. Eason	(North Ward)	_____	_____
Hon. Christopher Jackson	(At-Large)	_____	_____
Hon. Harold J. Johnson, Jr.	(West Ward)	_____	_____
Hon. Jamie Summers-Johnson	(South Ward)	_____	_____
Hon. Donna K. Williams	(At-Large)	_____	_____
Hon. Adrienne Wooten	(At-Large)	_____	_____
Hon. Kerry J. Coley	(East Ward)	_____	_____
Council President		_____	_____

**ALSO PRESENT**

Joyce L. Lanier, City Clerk	_____	_____
Chris M. Hartwyk, Business Administrator	_____	_____
Gracia R. Montilus, City Attorney	_____	_____
Kenneth Douglas, Fire Director	_____	_____
Adrian Mapp, Finance Director	_____	_____
Marty Mayes, Planning/Public Works Director	_____	_____
Todd Warren, Police Director	_____	_____
Joy Lascari, Chief Financial Officer	_____	_____
Marlin G. Townes, Legislative Research Officer	_____	_____
Margarette Homere, Senior Clerk, Clerk's Office	_____	_____
Lisette Sanchez, Records Support Technician	_____	_____

3) The City 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 12, 2018, posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

4) APPROVAL OF MINUTES MEETINGS

October 2, 2018 – Conference & Regular Meeting Minutes

(Councilman Johnson, Jr. cannot vote, because he was not present.)

Motion to adopt:

Second:

5) REPORTS:

**DEPARTMENT MONTHLY REVENUE COLLECTION 2018**

- Clerk's Office- Month of November 2018 –Total collection \$1,041.00
- Historic Preservation Commission-Month of November 2018- Total collection \$70.00

**CONSTABLE REPORTS**

Darnell Brodie – Month of November 2018 - No activity

**OPRA REPORTS**

None

**COUNCIL REPORTS**

Council President directs Clerk to file reports.

**6) COMMUNICATIONS AND PETITIONS**

Letter from the Passaic Valley Sewage Commission dated December 14, 2018 rescheduling the Public Hearing regarding the City of Newark Appeal - PVSC Assessment of Third and Fourth Quarter 2018 User Charges to Wednesday, March 13, 2019 at 10:00 a.m. at the PVSC, Public Meeting Room, located at 600 Wilson Avenue, Newark, New Jersey.

**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 AND ADDRESS IN AN AUDIBLE TONE FOR THE RECORD, AND UNLESS FURTHER TIME IS GRANTED BY THE PRESIDING OFFICER SHALL LIMIT HIS OR HER ADDRESS TO FIVE (5) 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**

**58-2018 (Amended) bond ordinance providing for the 2018 Road Paving Project through the New Jersey Transportation Infrastructure Bank, by and in the City of Orange Township, in the County of Essex, State of New Jersey; appropriating \$10,000,000 therefor and authorizing the issuance of \$10,000,000 bonds or notes to finance the cost thereof.**

a) Motion to close Citizen Comment:

Second:

b) Motion for Final adoption:

Second:

**59-2018 Bond ordinance of the City of Orange Township, in the County of Essex, New Jersey, providing aid to a redevelopment project located at 374-76 and 377 Crane Street in the City of Orange Township and appropriating \$250,000, therefor, and providing for the**

issuance of \$250,000 in bonds or notes of the City of Orange Township to finance part of the cost thereof.

- a) Motion to close Citizen Comment: Second:
- b) Motion for Final adoption: Second:

**10) ORDINANCES INTRODUCTION/ FIRST READING**

**62-2018** Ordinance to amend Ordinance No. 12-2010, Chapter 98 Food Handling Establishments, adopted August 4, 2010 and amended Ordinance No. 21-2012, adopted September 4, 2012.

- a) Motion to adopt on 1<sup>st</sup> reading: Second:
- b) Final reading: Tuesday, January 15, 2019

**63-2018** Capital Ordinance appropriating \$400,000 from the capital surplus fund to pay for various capital improvements and acquisitions of equipment for various departments, in and by the City of Orange Township, in the County of Essex, State of New Jersey.

- a) Motion to adopt on 1<sup>st</sup> reading: Second:
- b) Final reading: Tuesday, January 15, 2019

**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.**

**RESOLUTION NO. 344-2018 POSTPONED DECEMBER 4, 2018 REGULAR MEETING**

**344-2018** A resolution authorizing settlement in the matter of Joseph Juliano v. City of Orange Township.

**RESOLUTIONS NUMBERS \*347-2018 THROUGH\*370-2018**

**\*347-2018** A resolution appointing Aida Gaston as a tenant representative to the Rent Leveling Board in the City of Orange Township, New Jersey. (Sponsored by Honorable Jamie Summers-Johnson)

**\*348-2018** A resolution supporting the Goals of World Aids Day and honoring Sharon Bagley. (Sponsored by Honorable Donna K. Williams)

**\*349-2018** A resolution authorizing settlement in the matter of Paula McDougal v. City of Orange Township in the amount of fifteen thousand dollars (\$15,000.00).

**\*350-2018** A resolution authorizing the services of David C. Stanziale, LLC., to represent Christopher Hartwyk, Business Administrator, individually, for the City of Orange

**Township in the matter Anthony Holmes v. City of Orange Township, et al, in an amount not to exceed \$10,000.00.**

- \*351-2018** A resolution directing that Ordinance No. 60-2018 take effect immediately.
- \*352-2018** A Chapter 159 resolution to insert a special item of revenue and an appropriation of an equal amount in the calendar year 2018 budget for the Essex County, New Jersey – CDBG Subrecipient Agreement [FFY 2018] HUD Grant Number B-18-UC-34-0101 for City of Orange Township High & Alden Street Park Restroom Facility in the amount of \$120,000.00.
- \*353-2018** A resolution authorizing the acceptance of a grant totaling \$15,215.00 from the County of Essex, Division of Senior Services for the partial funding of a senior citizen public health nurse.
- \*354-2018** A resolution authorizing an agreement for Professional Services with Joseph A. Garcia, Esq. of Chasan Lamparello Mallon & Cappuzzo, PC for legal services from January 1, 2019 to December 31, 2019 at a rate of \$150.00 per hour not to exceed \$25,000.00.
- \*355-2018** A resolution authorizing the City of Orange Township to enter into a Memorandum of Understanding (MOU) with the East Orange Health Department of Health and Human Services regarding activities related to the delivery of HIV testing and counseling services.
- \*356-2018** A resolution authorizing the City of Orange Township to participate in an electronic tax sale with RealAuction.com, LLC, and ROK Industries, Inc., d/b/a NJTaxlieninvestor.com for calendar year 2019.
- \*357-2018** A resolution authorizing the refund of overpayment of taxes paid on Block 3002, Lot 2, 136-140 Main Street, for taxes paid from 2015-2018 on property that should have had an exempt status.
- \*358-2018** A resolution designating a representative and an alternate to the Essex County Community Development Block Grant Committee in the year 2019.
- \*359-2018** A resolution authorizing the City of Orange Township and Municipal Council to accept the Planning Board's resolution for review and consideration for the properties known as Main Street Area Investigation concerning Block 2602, Lots 16, 18; Block 2201, Lots 1, 25, 26; Block 2603, Lots 1-15; Block 2101, Lots 1, 2, 3, 4, 28; Block 2704, Lot 3; Block 2605, Lot 8; Block 2102, Lots 1, 32-34; Block 2801, Lots 1-9; Block 2004, Lots 1, 13-17; Block 2902, Lots 1-22; Block 2903, Lot 1; Block 1901, Lots 1, 18-23; Block 1902, Lots 1, 4, 12-23; Block 3002, Lots 1-14; Block 3003, Lots 1-7, Block 1801, Lots 1, 7, 8, 22-25; Block 1701, Lots 1, 14-18; Block 1704, Lots 1, 6, 7; and Block 3104, Lots 1-11, City of Orange Township, New Jersey.
- \*360-2018** A resolution authorizing the City of Orange Township to submit certain project applications received from the Orange community for the inclusion within the County of Essex Community Development Block Grant Application for the year 2019.

- \*361-2018** A resolution authorizing Maser Consulting, P.A., 331 Newman Springs Road, Suite 203, Red Bank, New Jersey 07701 to provide professional engineering, design and construction administration services for the High and Alden Park Restroom Facility in an amount not to exceed \$20,000.00.
- \*362-2018** A resolution authorizing the award of a non-fair and open contract to Pennoni Associates, Inc., 24 Commerce Street, Suite 300, Newark, New Jersey 07102 for professional engineering and surveying services (Phase 1 & II) for the 2018 New Jersey Infrastructure Bank Roadway Improvements to various streets in an amount not to exceed \$334,000.00.
- \*363-2018** A resolution approving a list of private snow plowing contractors to perform snow plowing services on an “as needed” basis in an amount not to exceed \$40,000.00 commencing December 1, 2018 through December 31, 2019.
- \*364-2018** Resolution reserving funds for salary settlements.
- \*365-2018** A resolution authorizing the City of Orange Township to charge a \$25.00 fee per mailing to delinquent properties that are causing the need for a tax sale. (2019)
- \*366-2018** A resolution authorizing the law firms of Murphy Partners, Gluck Walrath, LLP, Chasan, Lamparello Mallon & Cappuzzo, P.C., Louis P. Rago, Esq., and Post, Polak, Goodsell & Strauchler, P.A. to participate on an as needed basis in the pool of qualified redevelopment counsel on behalf of the City for a one (1) year period.
- \*367-2018** A resolution authorizing the retention of the following law firms on an as needed basis: David C. Stanziale, LLC, Lamb Kretzer, LLC, the Pennington Law Group, Murphy Partners, LLP, Michael A. Armstrong & Associates, LLC, Scarinci & Hollenbeck, LLP, Weiner Law Group, LLP, Law Offices of Jeanette Calderon-Arnold, Esq., Post, Polak Goodsell & Strauchler, P.A., Mulcahy & Flanagan, LLC, the law offices of Yvette Gibbons, LLC and Eric M. Bernstein, LLC to provide defense counsel for special engagements on behalf of the City, its officers, agents and employees.
- \*368-2018** A resolution authorizing the law firms of Chasan, Lamparello, Mallon & Cappuzzo, P.C., Rienzi Wirtz, LLC, Murphy Partners, LLP, Ehrlich, Petriello, Gudín & Plaza and Eric M. Bernstein & Associates, LLC to represent the City of Orange Township in regard to tax appeal matters.
- \*369-2018** A resolution for the transfer of appropriations.
- \*370-2018** A resolution approving the bill list for council meeting vote on December 18, 2018 dated December 14, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$5,359,559.87).

**MOTION TO ADOPT CONSENT AGENDA:**

**SECOND:**

**12) NEW BUSINESS AND WALK-ON ORDINANCES / RESOLUTIONS**

13) **OTHER PENDING BUSINESS**

14) **MOTION TO ADJOURN**

**Second:**

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

**PUBLIC NOTICE**

**The next City Council Conference and Regular Meeting will be held on Thursday, January 3, 2019 at City Hall, 29 North Day Street, in the Council Chamber at 7:00 p.m.**