

## MUNICIPAL COUNCIL AGENDA

**THIS WAS A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD IN THE COUNCIL CHAMBERS, CITY HALL, 29 NORTH DAY STREET, ORANGE, NEW JERSEY, ON TUESDAY, APRIL 17, 2018, FOLLOWING THE CONFERENCE MEETING.**

**The Chair led all assembled in a Salute to the American Flag.**

### Roll Call:

#### **Present:**

Councilman Tency A. Eason, North Ward (entered room @ 9:04)  
Councilman Christopher Jackson, At-Large  
Councilman Harold Johnson, Jr. West Ward  
Councilwoman Jamie Summers-Johnson., South Ward  
Councilwoman Donna K. Williams, At-Large  
Councilwoman Adrienne Wooten, At-Large  
Council-president Kerry Coley, East Ward

#### **Also Present:**

Joyce L. Lanier, City Clerk  
Chris Hartwyk, Business Administrator (BA)  
Eric Pennington, City Attorney  
Marlin Townes, Acting Legislative Research Officer  
Kenneth Douglas, Fire Director,  
Marty Mayes, Director of Planning/Public Work  
Joy Lascari, Chief Financial Officer (entered room @9:03)  
Capt. Dunn, representing the Police Director  
Margaret Homere, Senior Clerk

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 13, 2017, posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

### APPROVAL OF MINUTES MEETINGS

**March 20, 2018 Conference & Regular Council Meeting Minutes.**

**Motion to approve minutes by Councilwoman Williams, seconded by Councilman Jackson.  
The Motion was approved by unanimous vote.**

### REPORTS:

**DEPARTMENT MONTHLY REVENUE COLLECTION -None**

#### **CONSTABLE REPORTS –**

- **Richard Noizy - Month of February 2018 – 02/11/18 Church Security and 02/15/18 Monthly meeting.**
- **Richard Noizy -Month of March 2018 - 03/14/18 Monthly meeting, 03/15/18 Church Security and 03/22/18 Church sounds & camera.**

- **Darnell Brodie- Month of March 2018 - 03/05/18-Black Belt Security, 03/12/18 Black belt Security, 03/19/18 Black Belt Security and 03/26/18 Black Belt Security.**

**OPRA REPORTS – None**

## **COUNCIL REPORTS**

**Finance:** Councilwoman Williams reported on the attendees of the Finance Committee that took place on April 16, 2018. The BA reported that the budget would be presented to the Governing Body at the first meeting in May. He reported that it will be given to the Council before the meeting for review so they may introduce it at that meeting. Councilwoman Williams reported that road improvements had begun at Parkview Terrace and the road plan study was received. She reported the affirmative action commission has an appointment by every Council Person and the Mayor has 2 appointments which need to be made. The ordinance for the Comcast agreement should be ready for the first meeting in May. She spoke about a referendum being prepared for the General Election. She reported that the Annual Financial Statement had been received by the City Council. The BA reported that financial information will be available on the website by the end of the month. The BA reported the city has been keeping track of the contracts that have been awarded and in the draft budgets those contracts have been accounted for. PILOT reports will now be handled by the Tax Assessor. AT&T will be doing a presentation at one of the May meetings, they are requesting to put fiber optics on the polls. Councilwoman Williams reported that the auditors provided information on Ordinance 19-2018 regarding the CAP Bank. With regard to Resolution 118-2018 Councilwoman Williams ask for a report on his previous work and asked why the resolution is ratifying when the contract is new. The BA stated that previous meetings with the consultant had not been included. The BA stated that once the administration has reviewed the AT&T plans and spoken to them then the presentation will be given to the Council. Director Mayes stated that Resolution 119-2018 was to have the contractor do the work. Director Mayes gave an updated on city projects that would be taken place.

**Council President directs Clerk to file reports.**

**COMMUNICATIONS AND PETITIONS – Received on April 9, 2018 from Norris McLaughlin Marcus, P.A Attorneys At Law representing AT&T Corp. to install fiber optic cable on existing utility poles and in conduits located in the public right-of-way in the City.**

## **CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS**

The City Clerk made the following statement:

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 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.

The following residents and business owners made comments.

Mr. Jeffery Feld asked that the Council review recent court cases. Asked for a status on the hospital.

Commented that the bill list did not have the salary and wages report. Commented on items that he had not received from the city, commented about grants.

Mr. Rossi spoke about the last time he had addressed the Council regarding the Bella restaurant and how he does not have a problem with the restaurant but that the city should have the problem with the restaurant because of what they did. Head read a letter that he had written to the Mayor and the Council.

Ms. Katelin Gordon commented that the True Green contract had a build in 2<sup>nd</sup> contractor, commented about the parking permits and made suggestions.

**Motion to Close Citizen Comments by Councilwoman Wooten, seconded by Councilman Johnson, Jr.**

### **COUNCIL COMMENTS**

Councilwoman Summers-Johnson thanked the residents for coming out to vote and reported that there would be a new exam for children which had input from parents and teachers. There would be a June 15<sup>th</sup> Southward meeting and that T-Ball had started.

Councilwoman Williams spoke about the shooting that took place and about the widow and her comments. The Councilwoman provided information on upcoming events and senior events that would take place in June.

Councilwoman Wooten reported that she had attended the graduation ceremony in Orange. She reported that there would be a meeting on foreclosures in East Orange on May 30<sup>th</sup> and there would be a LGBTQ meeting the following day.

Councilwoman Eason thanked the voters for coming out to vote and said that there is a transition going on in Orange. The services that the city provides should be what the residents need. Seniors need to be informed by means other than computers and e-mail.

Councilman Jackson commented that they should keep on top of the budget.

Council President Coley thanked the residents for voting and he spoke about problem properties and independent senior citizens.

BA Hartwyk spoke about the conditional veto of Bill S-5.

### **ORDINANCES—SECOND READING/PUBLIC HEARING**

**15-2018 An ordinance rescinding ordinance #73-2017 adopted on November 8, 2017 to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-33 No Parking Certain Hours on Heywood Avenue.**

**Motion to adopt Ordinance Number 15-2017 by Council, seconded by Council,**

#### **Roll Call:?**

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

#### **Motion Carries.**

a) **Motion close Citizen Comment:**

**Second:**

b) **Motion for final adoption:**

**Second:**

**ORDINANCES INTRODUCTION/ FIRST READING**

**19-2018 An ordinance to exceed the municipal budget appropriation limits and to establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 for the Calendar Year 2018.**

**Motion that Ordinance 19-2018 be introduced on first reading and that the public hearing would be held May 15 ,2018 by Council, seconded by Council .**

**Roll Call:?**

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley  
Nays: None.  
Abstain: None.  
Absent: None.

**Motion Carries.**

- a) **Motion to adopt on 1<sup>st</sup> reading:** **Second:**
- b) **Final reading: May 15, 2018**

**20-2018 An to amend the code of the City of Orange Township, Chapter 200, entitled “Vehicles & Traffic,” Section 200-10.2 residential parking permit (Cleveland Street) (WO)**

**Motion that Ordinance 20-2018 be introduced on first reading and that the public hearing would be held May 15 ,2018 by Council, seconded by Council .**

**Roll Call:?**

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley  
Nays: None.  
Abstain: None.  
Absent: None.

**Motion Carries.**

- a) **Motion to adopt on 1<sup>st</sup> reading:** **Second:**
- b) **Final reading: May 15, 2018**

**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 NUMBERS \*110-2018 THROUGH \*132-2018**

**\*110-2018 A resolution appointing Douglas Burris as a member of the Citizen’s Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council President Kerry J. Coley)**

- \*111-2018 A resolution appointing Coram Rimes as a member of the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Tency A. Eason)**
- \*112-2018 A resolution appointing Nasirah Shaw as a member of the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Tency A. Eason)**
- \*113-2018 A resolution to approve a constable bond in the amount of \$5,000.00 from Richard Noizy, Constable from the West Ward, for a term of three (3) years. (Sponsored by Council Member Harold J. Johnson, Jr.)**
- \*114-2018 A resolution observing May 3, 2018 as National Day of Prayer in the City of Orange Township. (Sponsored by Council Member Adrienne Wooten)**
- \*115-2018 A resolution recognizing the retirement of Pamela Taylor, Coordinator of Office of Older Adult Services and Emergency Management Coordinator, and honoring her for more 20 years of outstanding service to the City of Orange Township. (Sponsored by Council Member Adrienne Wooten)**
- \*116-2018 A resolution celebrating the life of Pastor James Wesley Holcomb, Jr., (Sponsored by Council Member Donna K. Williams)**
- \*117-2018 A resolution celebrating the life of Ross Stephen Wright. (Sponsored by Council Member Donna K. Williams)**
- \*118-2018 A resolution ratifying and authorizing the award of a non-fair and open contract to Gerald A. Vitarello, 1466 Burr Oak Road, Toms River, New Jersey 08755 to provide consulting services to the City of Orange Township Tax Department and Law Department from April 1, 2018 through March 31, 2019 in an amount not to exceed \$10,000.00.**
- \*119-2018 A resolution authorizing the awarding of a contract to Tilcon New York, Inc., 9 Entin Road, Parsippany, New Jersey 07054 for road resurfacing under the Morris County Cooperative Pricing Council, Contract #6 in an amount not to exceed \$81,500.00.**
- \*120-2018 A resolution approving qualified consultant engineers to provide consulting engineering on an "as needed" basis for one (1) year commencing April 1, 2018 through March 31, 2019.**
- \*121-2018 A resolution awarding a contract for landscape chemical application and fertilization to TruGreen LP, 9 Middlebury Blvd., Randolph, New Jersey 07869 for one (1) year commencing April 1, 2018 through March 31, 2019 in the amount not to exceed \$9,006.00.**
- \*122-2018 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 services to address underground utility repairs prior to**

**resurfacing Washington Street (between Thomas Boulevard and Cleveland Street) in an amount not to exceed \$25,000.00.**

- \*123-2018 A resolution authorizing the acceptance of a grant from the Hazardous Discharge Site Remediation Fund through the New Jersey Economic Development Authority for the preliminary assessment and site investigation for the project site 534 Mitchell Street in an amount not to exceed \$30,702.00.**
- \*124-2018 A resolution authorizing the acceptance of a grant from the Hazardous Discharge Site Remediation Fund through the New Jersey Economic Development Authority for the preliminary assessment and site investigation for the project site 540 Mitchell Street in an amount not to exceed \$21,652.00.**
- \*125-2018 A resolution retaining Scarinci & Hollenbeck, LLC, as special counsel with regard to various legal matters and litigation regarding the City of Orange Township.**
- \*126-2018 A resolution authorizing the services of Jeanette Calderon-Arnold, Esq. to represent the City of Orange Township in the matter, “Krich Bros v. Orange City Township” in an amount not to exceed \$10,000.00**
- \*127-2018 A resolution authorizing Gail Mitchell, Esq. to provide legal services to the Orange Municipal Zoning Board of Adjustment of the City of Orange Township in matters as they relate to zoning and land use in an amount not to exceed \$5,000.00.**
- \*128-2018 A resolution authorizing the employment of Kirk Charles, 1 The Crescent, Apt. #6, Montclair, New Jersey 07042 to provide court reporting services to the Alcoholic Beverage Control Board of the City of Orange Township in an amount not to exceed \$3,500.00.**
- \*129-2018 A resolution authorizing the awarding of a professional service contract to David C. Stanziale, LLC to provide legal counseling to the Orange Municipal Alcoholic Beverage Control Board of the City of Orange Township in matters as they relate to alcoholic beverage control in an amount not to exceed \$5,000.00.**
- \*130-2018 A resolution ratifying and authorizing the award of a non-fair and open contract to Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill, 660 New Road, First Floor, Northfield, New Jersey 08225 in an amount not to exceed \$10,000.00 to represent the City of Orange Township in connection with the review of prior bulk tax lien sale.**
- \*131-2018 A resolution approving the bill list for council meeting vote on April 17, 2018 dated April 13, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$3,658,457.60).**
- \*132-2018 A resolution authorizing the award of a non-fair and open contract to Neighborhood Planning and Architectural Design, Inc., 132 S. Harrison Street, Second Floor, Mailbox 1, East Orange, New Jersey 07018 for professional architectural services for various the Central Fieldhouse Projects in an amount not to exceed ~~\$50,000.00.~~ \$25,000.00 (AMENDED)**

**Motion to adopt the Consent Agenda by Council, seconded by Council.**

**Roll Call:**

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

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

**OTHER PENDING BUSINESS**

**Motion to adjourn by Council, seconded by Council.**

By consensus the regular meeting adjourned at P.M.

**Approved:**

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**Joyce L. Lanier**  
**City Clerk**

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**Kerry Coley**  
**Council President**