

**THIS IS 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, MAY 1, 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  
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 (arrived 7:48)  
Council-president Kerry Coley, East Ward

**Also Present:**

Joyce L. Lanier, City Clerk  
Chris Hartwyk, Business Administrator (BA)  
Mr. Montilus, representing the City Attorney  
Marlin Townes, Acting Legislative Research Officer  
Cpt. Perchuso, representing the Fire Director,  
Marty Mayes, Director of Planning/Public Work  
Adrian Mapp, Director of Finance  
Joy Lascari, Chief Financial Officer  
Cpt. Vitiello, representing the Police Director  
Margarette 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**

**None**

**REPORTS:**

**DEPARTMENT MONTHLY REVENUE COLLECTION -None**

**CONSTABLE REPORTS – None**

**OPRA REPORTS – None**

**COUNCIL REPORTS**

**Mr. Walker, County Liaison to Orange gave the County report to the Council. He provided feedback on county projects that were specific to Orange.**

**Finance: No report.**

**Housing: No report**

**A.B.C.: No report**

**Library: No report.**

**Police:** Captain Vitiello gave a report on the activities that the Police Department had participated in since the last meeting. He also gave a report on the arrest that had been made. The Council and the Business Administrator spoke about a contract with Ever Bridge for the Police Department.

**Fire: No report.**

**DPW:** Ms. Gordon spoke about two items that were discussed at the last DPW meeting. One was the beautification date of May 19<sup>th</sup> providing suggestions to make the event better. She also spoke about the snow removal procedures for next year. Councilwoman Summers-Johnson reported on some trees that were to be planted in sections of Orange, she will inform the Committee of when they are ordered so they can be spread out in town.

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

**COMMUNICATIONS AND PETITIONS – None**

**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 Business Administrator made the following comments:

- The city had redesigned the transparency page changing it to a financial transparency page. It will be available before the 15<sup>th</sup> of May. There will be an additional page for public transparency that is not financial that will connect to the minutes from all the Boards and authorities'. There will be a plan for Channel 35 which will be presented on the 15<sup>th</sup> for the rebroadcasting of Council meetings and archiving of those meetings for two weeks. He will

report back to the residents once he has reviewed the issue between the Annual Financial Statement and the Annual Debt Statement.

The following residents and business owners made comments.

- Mr. Jeffery Feld spoke about notifying residents of the ERUV in their area. He spoke about current court cases in Essex County. He spoke about the PILOT programs and payments that had been made. He requested that the council table the open space tax resolution.
- Ms. Katlyn Gordon spoke about an attorney that had been hired for city business. She stated that he had made a false claim during one of her court cases in the past. She gave her opinion on that subject. Regarding the resolution 121-2018 she would like it to stay tabled until there is a list of chemicals that will be used on the grass and plants. She pointed out that on some search websites the Council's website does not appear.
- Ms. Gloria Stewart spoke about the Mayor and the Police Director's absence from the Council's meetings. She commented on the Library and making the library's repairs a goal for the city. She asked if there is a need for a CFO and Director of Finance. She requested that channel 35 provide information about the city and upcoming events. Ms. Stewart suggested that the Police Department work with the city schools and students. At one time the Police departments use to adopt a school perhaps they could do that again.

**Motion to Close Citizen Comments by Councilwoman Williams, seconded by Councilwoman Summers-Johnson**

**The Motion was approved by unanimous vote.**

**Some responses to resident's questions.**

Captain Vitiello commented that the Police Department works with all the schools. They participate in outside activities and walk thru are done to talk to the students daily. The city has School Resource Officers and the goal is to have a School Resource Officer in every school. The Captain answered questions about the violence around the schools by Councilman Johnson, Jr. Councilwoman Eason commented that during a meeting she understood that the School Resource Officer was going to be an outside job because the School Board was willing to pay for them. The Business Administrator reported that at another meeting it was determined that neither the city or School District had the funds in their budget to do so. The School District has made provisions in their new budget. Councilwoman Williams, Councilman Jackson and Councilwoman Eason provided suggestions regarding police officers in the schools and around the schools. The Business Administrator reported that there would be a new police communication page on the city website.

The Business Administrator will provide information regarding the need for a Finance Director and CFO in the city.

The Business Administrator stated that the pesticides being used for the grass and plants are DEP regulated.

Director Mayes stated that he had data sheets from TruGreen which are part of Resolution 141-2018. Business Administrator Hartwyk provided information regarding Mr. Feld's questions.

**COUNCIL COMMENTS**

- Councilwoman Summers-Johnson commented that her children had a wonderful time at Orange Park during FAME Day. She thanked all departments that made it such a wonderful day for the residents. She spoke of the restaurants that participated in FAME Day.

Councilwoman Summers-Johnson suggested that the city website have a page for upcoming events in the city. She was disappointed that there were not enough children to participate in T-Ball. She felt that part of the fault is with recreation for not going into the schools, and parents for not trying to find a program for their children. She provided suggestions on how to improve the activities for children.

- Councilwoman Williams spoke about the open space tax referendum and the time restraint to have it on the ballot. She reported on upcoming events in the city.
- Councilwoman Wooten spoke about FAME Day. She reported on the upcoming National Prayer Day.

Councilman Johnson, Jr. spoke about FAME Day and the restaurants from the West Ward that participated.

- Councilman Jackson commented that everyone is invited to the Library's Board of Trustee meetings and provided information on their next meeting.
- Councilwoman Eason spoke about the Senior's Oldie but Goodies event. She spoke about having a full time person for abandoned houses and properties. The Business Administrator spoke about reallocating functions but they will not be hiring staff. He also spoke about a revised abandoned property ordinance, which the Council will consider in the near future. She thanked Director Mayes for having Dodd Street paved.
- Council President Coley asked for an update on the two properties on Hickory Street. Director Mayes stated that they are searching for the owner of the 190 Hickory Street property. Bids will be received for the property for demolition of that property on Hickory Street. The other property on Hickory Street may be repaired by the owner. The time for repairs will be limited for the home owner. Council President Coley spoke about the new Pastor that they have at his church. He also provided information on upcoming events at his church. The Business Administrator commented that there are very few abandoned or vacant properties that are owned by the city.

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

**The Clerk reported that the Business Administrator requested that this ordinance stay tabled until the community meeting.**

**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. (TABLED APRIL 17, 2018 REGULAR MEETING)

**The Clerk read the ordinance by title.**

**17-2018** An ordinance to amend and supplement the Code of the City of Orange Township, Chapter 4, Article XIV, to prohibit resident employees from serving on Municipal Boards. (Sponsored by Council Member Donna K. Williams)

The Chair declared the time open for a hearing on Ordinance Number 17-2018.

- Mr. Feld asked if any city attorney signed off on the ordinance. The Business Administrator stated that the city attorney had reviewed and approved the ordinance.
- Ms. Steward asked for clarification of the ordinance. The Business Administrator provided information on the ordinance and stated that employees on the boards and committees can cause a conflict of interest.

Seeing no one else, the Chair declared the time closed.

**Motion to close the public hearing by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.**

**The Motion was approved by unanimous vote.**

**Motion to adopt Ordinance Number 17-2018 by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.**

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**The Clerk read the ordinance by title.**

**18-2018 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” Section 200-52-1 Handicapped Parking Spaces. (39 Hampton Terrace)**

The Chair declared the time open for a hearing on Ordinance Number 18-2018.

Seeing no one, the Chair declared the time closed.

**Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Johnson, Jr.**

**The Motion was approved by unanimous vote.**

**Motion to adopt Ordinance Number 18-2018 by Councilwoman Williams, seconded by Councilman Johnson, Jr.**

**On the motion:** Councilwoman Wooten asked if the parking spaces were far enough apart. The Business Administrator stated that he did not know if they had taken that into account. The ordinance will be amended if necessary later on.

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**ORDINANCES INTRODUCTION/ FIRST READING**

**The Clerk read the ordinance by title.**

**21-2018 An ordinance amending Chapter 185 (Streets and Sidewalks) of the Code of the City of Orange Township authorizing the utilization of the boundaries of the City of Orange Township for the establishment of an ERUV (Sponsored by Council Member Adrienne Wooten)**

**Motion that Ordinance 21-2018 be introduced on first reading and that the public hearing would be held June 6, 2018 by Councilwoman Williams, seconded by Councilwoman Wooten.**

**On the motion:** Councilman Jackson asked that the Legislative Research Officer research if this is a conflict between Church and State and provide an opinion. The Business Administrator stated that the City Attorney will provide the opinion before the second reading. The City Attorney stated that this was more of a zoning issue rather than establishing a religious event.

Councilman Johnson, Jr. asked if this has resulted in gentrification in the towns that have ERUVs. The Business Administrator stated that there is some indication that this contributes to gentrification.

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**The Clerk read the ordinance by title.**

**22-2018 An ordinance granting renewal of municipal consent to Comcast to construct, connect, operate and maintain a cable television and communications system in the City of Orange Township, Essex County, New Jersey.**

**Motion that Ordinance 22-2018 be introduced on first reading and that the public hearing would be held June 6, 2018 by Councilwoman Williams, seconded by Councilman Jackson.**

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**The Clerk read the ordinance by title.**

**23-2018 An ordinance authorizing and approving the application of tax overpayments resulting from property tax appeal settlements to open property tax accounts with the City of Orange Township.**

**Motion that Ordinance 23-2018 be introduced on first reading and that the public hearing would be held June 6, 2018 by Councilman Jackson, seconded by Councilwoman Williams.**

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**The City Clerk read the following statement.**

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 request, in which event, the item will be removed from the general order of business and considered in its normal sequence of the agenda.

**The Clerk read the resolution by title.**

**\*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. (TABLED APRIL 17, 2018 REGULAR MEETING) (Removed for separate vote)**

**Motion to lift from the table and add to the consent agenda by Councilman Johnson Jr. seconded by Councilwoman Summers-Johnson.**

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**RESOLUTION NUMBERS \*133-2018 THROUGH \*146-2018**

- \*133-2018** A resolution appointing Derrick Henry as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Christopher G. Jackson) **(Removed for separate vote)**
- \*134-2018** A resolution appointing Anthony Perry as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Donna K. Williams)
- \*135-2018** A resolution appointing Michael O. Scott as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Jamie Summers-Johnson)
- \*136-2018** A resolution appointing Nicole Wigfall as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Jamie Summers-Johnson)
- \*137-2018** A resolution appointing Ernest Williams to the Affirmative Action Commission of the City of Orange Township. (Sponsored by Council Member Donna K. Williams)
- \*138-2018** A resolution authorizing a referendum question to establish a Municipal Open Space, Recreation and Historic Preservation Tax Rate pursuant to N.J.S.A. 40:12-15.7. (Sponsored by Council Member Donna K. Williams) **(Postponed until next Council meeting)**
- \*139-2018** A resolution awarding a contract to Associated Humane Societies, 124 Evergreen Avenue, Newark, New Jersey 07114 in the amount of \$70,814.88 to provide animal shelter and other veterinary services for the City of Orange Township for the period of January 1, 2018 to December 31, 2018.
- \*140-2018** 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 \$34,336.00.
- \*141-2018** 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 an amount not to exceed \$9,006.00. **(Withdrawn)**

- \*142-2018** A resolution authorizing the awarding of a contract to Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, New Jersey 07110 for concrete curb restoration under the Morris County Cooperative Pricing Council Contract #6 in an amount not to exceed \$42,000.00.
- \*143-2018** A resolution authorizing Remington & Vernick Engineers, 232 Kings Highway East, Haddonfield, New Jersey 08033 to provide professional engineering services as a municipal engineer for nine months effective April 1, 2018 through December 31, 2018 in an amount not to exceed \$72,498.00.
- \*144-2018** A resolution authorizing the award pursuant to the attached proposal form for the purchase of Police Department uniforms for Orange Police Department personnel to Atlantic Uniform Company, 65 Market Street, Newark, New Jersey 07101 in an amount not to exceed \$48,555.00 for a one-year contract from January 1, 2018 to December 31, 2018.
- \*145-2018** A resolution to enter into contract with Millennium Consultants, LLC for municipal grant consultant services in an amount not to exceed \$25,000.00.
- \*146-2018** A resolution approving the bill list for council meeting vote on May 1, 2018 dated April 27, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$2,337,576.46) **(Removed for separate vote)**

**Motion to adopt the Consent Agenda by Councilwoman Williams, seconded by Councilwoman Wooten.**

**Roll Call:**

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

**Motion Carries.**

**Resolutions for separate votes:**

**The Clerk read the resolution by title.**

- 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. (TABLED APRIL 17, 2018 REGULAR MEETING)

**Motion to adopt Resolution 121-2018 by Councilwoman Eason, seconded by Councilman Johnson, Jr.**

**On the Motion:** Councilman Jackson commented that some of the chemicals are dangerous. There are organic options to those chemicals. He will not support the bill. Director Mayes commented that the only thing he can do is have a representative from TruGreen come in. The Business Administrator suggested that the representative go to a DPW committee meeting. The Business Administrator stated that the organic solutions do not handle some of the bugs like ticks. The DEP provides guidelines for



the chemical's dilution so they are not harmful to people. Councilwoman Eason asked how long had these chemicals been used in the city and did any resident call with issues. She was told they had been used for a while and there have been no complaints.

**Motion to table Resolution 121-2018 by Councilwoman Eason, seconded by Councilwoman Williams.**

**Roll Call:**

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

Nays: None.

Abstain: None.

Absent: None.

**Motion Carries.**

**The Clerk read the resolution by title.**

**133-2018** A resolution appointing Derrick Henry as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal Budget process. (Sponsored by Council Member Christopher G. Jackson)

**Motion to adopt Resolution 133-2018 by Councilwoman Williams, seconded by Councilwoman Summers-Johnson**

**Roll Call:**

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

Nays: None.

Abstain: Eason

Absent: None.

**Motion Carries.**

**146-2018** A resolution approving the bill list for council meeting vote on May 1, 2018 dated April 27, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$2,337,576.46)

**Motion to adopt Resolution 146-2018 by Councilwoman Williams, seconded by Councilwoman Eason.**

**On the motion:** Councilman Johnson, Jr. commented that he had requested a dollar amount on the City Council vs. Mayor court case and asked that they follow up on that.

Councilwoman Williams asked for an Executive Session on those invoices.

**Roll Call:**

Ayes: Eason, Jackson, Summers-Johnson, Wooten, Coley

Nays: None.

Abstain: Johnson, Jr., Williams

Absent: None.

**Motion Carries.**

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

Business Administrator Hartwyk spoke about the transfer of the Canfield property and he will be presenting a resolution to amend it due to a clause that needs to be removed.

**OTHER PENDING BUSINESS - None**

**Motion to adjourn by Councilwoman Williams, seconded by Councilman Johnson, Jr.**

By consensus the regular meeting adjourned at 9:40 P.M.

**Approved:**

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

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