

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 WEDNESDAY, JUNE 6, 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
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
Adrian Mapp, Director of Finance
Joy Lascari, Chief Financial Officer
Captain Dunn, representing the Police Director
Margarette Homere, Senior Clerk
Lisette Sanchez, Records Support Technician

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

April 3, 2018 Conference and Regular Meeting Minutes

Motion to adopt April 3, 2018 minutes by Councilman Johnson, Jr., seconded by Councilman Jackson.

The Motion was unanimously approved.

REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION

Clerk’s Office – Month of April 2018 – Total: \$317.48

Clerk’s Office – Month of May 2018 – Total: \$408.50

Historic Preservation Commission – Month of April 2018 – Total: \$140.00

Historic Preservation Commission – Month of May 2018 – Total: 70.00

CONSTABLE REPORTS –None

OPRA REPORTS – Month of April 2018 – 126 OPRA received, 114 completed, and 12 pending. 66 pending as of May 1, 2018.

Month of May 2018 – 97 OPRA received, 59 completed, and 38 pending. 104 pending as of May 31, 2018.

COUNCIL REPORTS

Finance Report: No report.

Planning Board: Councilwoman Eason stated that the McDonald restaurant would be torn down and a new one would be built.

A.B.C. No Report.

Library: Councilman Jackson reported he attended a meeting of the Board of Trustees. They are looking to raise funds and he reported that they are still searching for personnel.

Housing: No report.

Fire: Director Douglas spoke of fire personnel that had done exceptional work. He spoke about resolution 168-2018 and what that grant would be used for. He reported on the safety academy and the dates of those events. He reported on the dates that residents could get applications to be a fire fighter. The Director answered questions from the Council Members.

Police No report.

DPW: Ms. Gordon spoke about city wide clean-up.

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 following residents addressed the Council:

- Mr. Jeffery Feld spoke of his heads up letter to the Council and the Administration, a report from the Law Journal. He commented that the Mayor had not paid fees for Mr. Critchley. He commented about FDS filings that had not been filed. Asked when the budget would be available.
- Ms. Karen Wells spoke of the missed budget deadline. She commented that Orange was not included in the UEZ that was just signed by the Governor. Orange representatives did not show up at the Morris-Transit line meetings. She requested that the Historic Preservation Commission's documents be placed on the City website and it has not been done. Asked about paying taxes on line. She asked for the backup for resolutions and ordinances.
- Tawana Barrett asked what would be done regarding the crime in her area. She reported that a tow trucking company is using Chapman Street for their towing trucks. She wanted to know what Chapman Street is zoned for.
- Mr. David Rossi spoke about and asked the Business Administrator about the Bella Restaurant and has any action been taken against them. He asked how many accidents have been reported at that corner.
- Ms. Kaitlyn Gordon asked if the public number for Orange information had been completed and she spoke about the Council's website.

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

The Motion was unanimously approved.

COUNCIL COMMENTS

- City Clerk Lanier reported on the testing that the developer and she had completed on google for the Council's website and she reported what the developer of the Council's website had stated as the reason for the placement of the website on google searches. She also reported that agendas, minutes, election results and as much information as we have is added to the website. That website does not replace the City website it only provides information regarding the City Council. With regard to Ms. Wells comments about the website the Clerk reported that she has asked residents and also Ms. Wells for their comments on how to improve the website and what they would like to see on the website and the Clerk had not received any comments or suggestions. She also reported that she would speak to the Business Administrator regarding having information regarding the HPC on the City website.
- Business Administrator Hartwyk reported that he is waiting on the accident report and will provide that information as soon as he receives it. He reported that Councilwoman Wooten would be speaking to Ms. Barrett. He commented he would find out why the trucks are on Chapman Street. The module for payments on line will be installed once the budget is passed. The UEZ he commented that the facts that were recited were not accurate. Director Mapp came to the podium and reported on the UEZ issue. He reported that the City of Orange has always been an active member of the UEZ so they did not have to apply for a status.
- Councilwoman Summers-Johnson reported that she and Councilwoman Wooten would be having another LGTBQ meeting and flag raising event.
- Councilwoman Williams congratulated all the County Committee winners. She spoke about the low turnout at the election and how important it is to vote.
- Councilwoman Wooten provided information on the upcoming Gospel Festival in Orange Park and other events taking place in Orange.

- Councilwoman Eason spoke about the upcoming Father's Day breakfast and asked that all fathers come out to be honored and other events that would take place.
- Councilman Jackson commented on the budget process and the work that the CBAC will be doing and suggested that resident attend those meetings.
- Councilman Johnson, Jr. thanked everyone who came out to vote and he provided information on the upcoming Community Health Fair.
- Council-President Coley spoke about residents still getting tickets. The Business Administrator will look into that. He spoke about the demolition of 190 Hickory St. Director Mayes stated that the resolution will be on the schedule once the resolution is passed. 186 Hickory Street property owner has drawn up plans to rehab that property. Council President Coley stated that it has been two years and the plans should have been completed. How much longer is the owner going to have. Director Mayes stated the owner had to June 18th to have the plans finalized. When asked what the Director would do if the plans were not finalized, he stated he would decide at that time not now. The Council President asked the Business Administrator and the City Attorney what could be done if the owner does not have the Plans. The City Attorney will have an answer at the June 19th Council meeting. The City Attorney clarified his response with he may not have a detailed plan for that meeting.
The Council President reported on current events that would take place at his church.
- Councilwoman Williams asked about the street signs that have not gone up on Oakwood and Central Place in the permit parking areas. Director Mayes stated that the signs for Central Place had been miss ordered so they have been reordered. He was not sure about the Oakwood Place signs. Spring and Cleveland Street signs have not been put up. The Council President commented that he could not believe how long it has taken to get a few signs ordered and up.

ORDINANCES–SECOND READING/PUBLIC HEARING

After discussions it was determined to keep Ordinance 15-2018 tabled and have the second reading at the first meeting in July.

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, MAY 1, 2018 AND MAY 15, 2018 REGULAR MEETINGS)

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)

The Chair declared the time open for a hearing on Ordinance Number 21-2018.

Mr. Jeffery Feld spoke about the geographical locations of the polls which had been asked about in his current heads up letter.

Mr. Roni Kotel thanked the Council for considering the ordinance and had a petition for the ERUV.

Ms. Karen Wells commented she was in support of the ordinance.

Two other residents stated that they will benefit from the passing of the ordinance.

Seeing no one else, 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 21-2018 by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

On the motion: Councilwoman Williams stated she was in support of the ordinance providing her reasons why.

Councilwoman Wooten stated that she is in support of the ordinance providing her reason why.

Business Administrator Hartwyk found an error on page 2 of the ordinance with regards to securing the permission of the utility company, the ordinance has the City shall secure the permission but it should read the sponsoring entity shall secure the permission of the utility company. He also felt that the map that was provided should be part of the ordinance. The City Attorney made the need corrections to the ordinance. The City Attorney read the changes that had been made.

Motion to adopt Ordinance 21-2018 as amended 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.

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.

The Chair declared the time open for a hearing on Ordinance Number 22-2018.

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 22-2018 by Councilwoman Williams, seconded by Councilman Johnson, Jr.,

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.

The Chair declared the time open for a hearing on Ordinance Number 23-2018.

Mr. Jeffrey Feld he felt that there should have been more explanations as to what the ordinance does.

Seeing no one else, 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 23-2018 by Councilwoman Williams, seconded by Councilwoman Wooten.

On the motion: Councilwoman Williams asked the Business Administrator to explain the ordinance. The Business Administrator stated due to some investigations done by himself, the tax assessor and others. It is not for a particular property it is a payment mechanism ordinance allowing the city to give a tax credit to overpayments. The resident would get a credit on their tax bill.

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.

26-2018 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. (195 Duane Street)

The Clerk stated that when a Committee date is established it will be published in time for the meeting.

Motion that Ordinance 26-2018 be introduced on first reading and that the public hearing would be held July 10 or 11, 2018 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

The City Clerk asked for a motion to remove Resolution 138-2018 from the table.

***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) (TABLED APRIL 17, 2018**

**MAY 1, 2018 and MAY 15, 2018 REGULAR MEETINGS)
(Removed for separate vote.)**

Motion to lift from the table and add to the consent agenda 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 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.

RESOLUTION NUMBERS *160-2018 THROUGH *170-2018

- *160-2018** A resolution appointing Hamza S. Agwedicham as a member to the Citizen's Budget Advisory Committee for Calendar Year 2018 Municipal budget process. (Sponsored by Council Member Christopher G. Jackson)
- *161-2018** A resolution appointing Hamza S. Agwedicham to the Affirmative Action Commission of the City of Orange Township. (Sponsored by Council Member Christopher G. Jackson)
- *162-2018** A resolution authorizing the application for the Governor's Council on alcohol and drug abuse grant under the 2019 municipal alliance grant for prevention and awareness education programs in the City of Orange Township.
- *163-2018** A resolution to accept grant funds from the New Jersey Department of Agriculture for the 2018 Summer Food Service Program (SFSP).
- *164-2018** A resolution authorizing the awarding of a contract between the City of Orange Township and IBN Construction, Corp., 49 Hermon Street, Newark, New Jersey 07105 for demolition of 190 Hickory Street, in the amount not to exceed \$29,970.00.
- *165-2018** A resolution for Emergency Temporary Appropriations to the Calendar Year 2018 Budget. (Removed for separate vote)
- *166-2018** An omnibus resolution authorizing application for eligible federal, state, county and private grants.
- *167-2018** A resolution to accept Essex County Local Arts Program (ECLAP) grant funds in the amount of \$1,500.00 for the creation of a park mural.
- *168-2018** A resolution to accept grant funds from the New Jersey Fire Sprinkler Advisory Board for the side by side burn demonstration grant.

***169-2018** A resolution amending Resolution 99-2018 authorizing the Planning Board to conduct an investigation to determine if parcels designated as Block 2902, Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 19, 20; Block 2802, Lot 1; Block 2201, Lots 1, 24, 25; within the City of Orange Township should be found to be an area in need of redevelopment and/or rehabilitation.

***170-2018** A resolution approving the bill list for council meeting vote on June 6, 2018 dated June 1, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$6,700,029.28) **(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.

The Clerk read the resolution by title.

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)

Motion to adopt Resolution 138-2018 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

On the motion: Councilwoman Williams provided a summary of what the resolution would allow.

Councilwoman Eason commented that this is to have the question of the tax rate on the ballot. It does not approve the tax. Councilwoman Williams stated that there should be a least two meeting for the residents to attend regarding this tax.

Roll Call:

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

Nays: Summers-Johnson

Abstain: None.

Absent: None.

Motion Carries.

The Clerk read Resolution 165-2018 by Title.

165-2018 A resolution for Emergency Temporary Appropriations to the Calendar Year 2018 Budget.

Motion to approve Resolution 165-2018 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

The Clerk read Resolution 170-2018 by Title.

170-2018 A resolution approving the bill list for council meeting vote on June 6, 2018 dated June 1, 2018 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$6,700,029.28)

Motion to approve Resolution 170-2018 by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

On the motion: Councilman Johnson spoke of page 7 of the bill list regarding what the Nishuane Group is doing and where was the Master Plan. Business Administrator Hartwyk stated that the Draft Master Plan was ready and he was reviewing it. He also stated that the amount was budgeted and had not exceeded any of the amounts.

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

The Clerk reported that the following items are to be considered for walk-ons.

Resolution 171-2018(WO) A resolution authorizing the Orange Chamber of Commerce, Division of Merchants to conduct sidewalk sales in the city of Orange Township, New Jersey on June 7th, 8th and 9th, July 5th, 6th and 7th, August 2nd, 3rd and 4th (rain date: June 16th, July 14th and August 11th, 2018)

Resolution 172-2018(WO) An emergency resolution authorizing a temporary contract for sixty (60) days to Municipal Inspection Corporation, 183 West 4th street, Bayonne, New Jersey, 07002 for the acting appointment for the enforcement of elevator subcode services.

Motion to walk-on Resolutions 171-2018(WO) and 172-2018(WO) moved 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 Clerk asked if any citizens would like to speak on these two resolutions.

Motion to close citizens' comments by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

The Motion was approved by unanimous vote.

The Clerk read the resolution by title.

Resolution 171-2018(WO) A resolution authorizing the Orange Chamber of Commerce, Division of Merchants to conduct sidewalk sales in the city of Orange Township, New Jersey on June 7th, 8th and 9th, July 5th, 6th and 7th, August 2nd, 3rd and 4th (rain date: June 16th, July 14th and August 11th, 2018)

Motion to adopt Resolution 171-2018(WO) by Councilwoman Eason, seconded by Councilman Johnson, Jr.

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.

Resolution 172-2018(WO) An emergency resolution authorizing a temporary contract for sixty (60) days to Municipal Inspection Corporation, 183 West 4th Street, Bayonne, New Jersey, 07002 for the acting appointment for the enforcement of elevator subcode services.

Motion to adopt Resolution 172-2018(WO) by Councilman Jackson, seconded by Councilwoman Summers-Johnson.

On the motion: Council-President Coley asked the Business Administrator about the ‘not to exceed amount’ on the resolution. The Business Administrator commented that it does not cost the city anything. He reported that the other company they were doing business with had gone out of business so they need to have this company service the elevators by state law.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

OTHER PENDING BUSINESS. The Council Members decided to have the July meeting on July 11th. The Council President reported that the presentation by the Business Administrator and Finance Director on Friday at the opening of the budget hearing. The Business Administrator commented that all budget hearings will be televised.

Council President Coley wants Suez to come and report on the drawdown of the 700,000,00.

Councilwoman Eason read the title from The NJ Municipality magazine, page 58, “AG requires all law enforcement departments to randomly do drug testing of their Police Officers”

Motion to adjourn by Councilman Jackson, seconded by Councilwoman Eason.

By consensus the regular meeting adjourned at 10:18 P.M.

Approved:

Joyce L. Lanier
City Clerk

Kerry Coley
Council President