

MINUTES CITY COUNCIL
CITY OF ORANGE TOWNSHIP
NEW JERSEY

THIS WAS A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP, HELD IN THE COUNCIL CHAMBERS OF CITY HALL, 29 NORTH DAY STREET, ORANGE, NEW JERSEY ON TUESDAY, FEBRUARY 4, 2020 FOLLOWING THE CONFERENCE MEETING.

The City Clerk led all assembled in a Salute to the American Flag.

Roll Call:

Present: Councilwoman Kerry Coley, East 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 Tency A. Eason

Also Present:

Joyce L. Lanier, City Clerk
Chris Hartwyk, Business Administrator
Gracia R. Montilus, City Attorney
Kenneth Douglas, Fire Director
Adrian Mapp, Director of Finance
Marty Mayes, Director of Planning/Public Works
Marlin Townes, Legislative Research Officer
Lisette Sanchez, Records Support Technician

The City Clerk announced that the requirement of N.J.S.A. 10:4-9 et. seq., the Sunshine Law had been met. A notice of this meeting was sent to the Record-Transcript and published in the Star Ledger on July 5, 2019, posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

APPROVAL OF MEETING MINUTES

December 3, 2019 - Conference Meeting & Regular Meeting Minutes. (Councilwoman Wooten was not in attendance and should abstain).

Motion to adopt by Councilwoman Williams, second by Councilman Jackson.

Roll Call:

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

Motion passed.

REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION 2019:

· Department of Community Service – December 2019: \$7,519.00

CONSTABLE REPORTS:

- Darnell Brodi - December 2019 - No activities
- Richard Noizy - December 2019 - 12/07/2019 monthly meeting, 12/15/2019 church security, and 12/29/2019 church security.

OPRA REPORTS: The City Clerk announced that there were no OPRA reports.

COUNCIL REPORTS – The City Clerk announced that there were no Council reports.

COMMUNICATIONS AND PETITIONS

The City Clerk announced that the City of Orange Township received a communication from New Jersey American Water in the matter of the petition of New Jersey-American Water Company, Inc. for approval of increased tariff rates and charges for water and wastewater service and other tariff modifications, OAL Docket No. PUC 17894-2019S: BPU Docket No WR19121516.

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.

The following citizens made the following comments:

- 1) Jeffrey Feld, 268 Main Street:
 - a. heads up memo dated February 3, 2020;
 - b. copy of Franklyn Ore information dated January 13, 2020;
 - c. copy of Notice of Constitutional Tort claim filed based on Planning Board not allowing him to speak regarding the Main Street Redevelopment and other projects;
 - d. Black History Month;
 - e. Bond Anticipation Notes - OS dated January 23, 2020;
 - f. Legislative Research Officer contract; and
 - g. Planning Board Redevelopment Plan.
- 2) Rev. Norman Sheriff, Main Street, Debre Ganet Kidus Gabriel Ethiopian Church in support of Reso. 55-2020(WO).
- 3) Murphy Wilson regarding Reso. 40-2020 expressed her concern regarding a 17 year old being considered to be appointed on the Zoning Board of Adjustment.
- 4) Walter Elliot, 17 Academy Street, Newark, N.J. expressed his impression of Mr. Willie Sumlar working 62 years, as well as, working on voting machine maintenance.
- 5) Derrick Henry, 253 Ogden Street wants to know City's plans with the Nishuane Group's contract.

Motion to close the citizen comments by Councilwoman Williams, second by Councilwoman Wooten. The Motion was unanimously approved.

COUNCIL COMMENTS

Councilwoman Wooten commented about the following:

- Black history month quote regarding right to vote.

Councilman Coley commented about the following:

- Students from Orange Public School and their Ireland abroad trip.

Councilwoman Williams commented about the following:

- Resolution 40-2020 appointment to Zoning Board and expressed her reasons and support for wanting to make the appointment.
- Condolence for the Morrow Family.
- Condolence for the Jackson Family.
- Announced school’s strategic meetings have begun and encouraged everyone to attend.

Councilman Jackson commented about the following:

- Expressed his support for Councilwoman Williams’ appointment to the Zoning Board.

Councilwoman Summers-Johnson commented about the following:

- Expressed her support for Councilwoman Williams’ appointment to the Zoning Board.
- South Ward Development Meeting.
- Shout out to Jamar Summers playing with XFL.

Council President Eason commented about the following:

- North Ward Development Meeting.
- Announced two new parking facilities going online at Lincoln Avenue and New England, as well as 21 Main Street.

ORDINANCES-SECOND READING/PUBLIC HEARING

The City Clerk announced there

were no ordinances on second reading/public hearing.

Motion to Suspend the Rules and move Resolution 49-2020 off the Consent Agenda and be considered before Ordinances on Introduction/First Reading by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

- *49-2020 A resolution accepting the Planning Board’s recommendation and designating an area in need of redevelopment with condemnation in**

accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

Motion to adopt by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion passed.

ORDINANCES-INTRODUCTION/FIRST READING

2-2020 An ordinance to amend and supplement the Code of the City of Orange Township, Chapter 7, "Affirmative Action", to add Article III, entitled "Orange Residents' Employment Policy" to require hiring of City residents on construction projects. (Sponsored by Council Member Donna K. Williams).

Motion to adopt on First Reading and refer to the Review Committee by Councilwoman Williams, seconded by Councilwoman Wooten.

On the motion: Councilwoman Williams recommends after adoption on First Reading it should be referred to the Policy and Planning Committee; thereafter, any recommendations should be presented in a resolution to the City Clerk before Final Reading.

On the motion: Council President Eason encouraged the Council that they should vote any way they what and that any outcome will go to the Policy and Planning Committee.

Roll Call:

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

Motion passed.

3-2020 An ordinance adopting the Main Street Redevelopment and Rehabilitation Plan with condemnation pursuant to N.J.S.A. 40A:12A-7.

Motion to adopt on First Reading by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

4-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 203, "Water", Article I, entitled "Connections and Use Requirements" to authorize separate meters for irrigation and to address charges for swimming pools. (Sponsored by Council Member Donna K. Williams).

Motion to adopt on First Reading by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

The City Clerk announced that the Public Hearings for Ordinances 2-2020, 3-2020 and 4-2020 are scheduled for March 3, 2020.

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.

The City Clerk announced 400-2019, 31-2020, 40-2020 and 43-2020 will be removed from the Consent Agenda for a separate vote.

400-2019 A resolution granting developer designation for Skyview Capital LLC and/or its affiliated B&O Urban renewal entity as a developer within the Transit Village district east portion of the Central Orange Redevelopment Area. (Amended) (TABLED FROM 12/03/2019, 12/17/2019 and 01/03/2020 REGULAR MEETINGS)

City Clerk asked the Council if anyone wished to make a motion to lift from the table. Seeing none – resolution remains tabled.

31-2020 A resolution authorizing the Memorandum of Agreement of the negotiations between the City of Orange Township and Rev. Norman Shariff of Debre Ganet Kidus Gabriel Ethiopian Church located at 136-140 Main Street, Orange, New Jersey 07050 regarding taxes owed. (POSTPONED FROM 01/21/2020 REGULAR MEETING).

Motion to adopt by Councilman Johnson, Jr., seconded by Councilman Jackson.

Roll Call:

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

Motion failed.

- *39-2020** A resolution celebrating the life of Kobe Bryant. (Sponsored by Council Member Donna K. Williams and the Orange City Municipal Council)
- *41-2020** A resolution celebrating Firefighter Shantal Athill and her selection for the Titan games. (Sponsored by Council Member Donna K. Williams)
- *42-2020** A resolution amending Resolution 313-2019 titled "A resolution to amend Resolution 261-2018 and to extend the contract awarded to the firm of Suplee Clooney to perform professional financial services from August 15, 2019 through December 31, 2019 for an additional amount not to exceed \$40,000.00" and to extend the contract awarded to the firm of Suplee Clooney to perform professional financial services from January 1, 2020 through February 29, 2020 for an additional amount not to exceed \$30,000.00.
- *44-2020** A resolution authorizing an agreement with Garden State Highway Products, 31 Riverside Drive, Millville, New Jersey 08332 to purchase traffic signage materials and accessories under the Morris County Cooperative Pricing Council Contract #28 commencing January 1, 2020 through December 31, 2020 in an amount \$25,000.00.
- *45-2020** A resolution authorizing the release of escrow funds in the amount of \$1,259.62 to Haywood-Scotland, LLC for the Zoning Board application project known as 467 Heywood Avenue, Block 6301, Lot 15.
- *46-2020** A resolution authorizing Remington & Vernick Engineers, One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094 to provide professional engineering services Phases I-III for the Lincoln Avenue (between Central Avenue to Heywood Avenue) and South Center Street (between Central Avenue to Tremont Avenue) Roadway Resurfacing Project in an amount not to exceed \$41,500.00.
- *47-2020** A resolution amending Resolution 292-2019(WO) titled "Resolution authorizing the award of a non-fair and open contract for financial consulting services to Rockfleet Financial Services, Inc., 45 Rockefeller Plaza, Suite 2000, New York, New York 10111 until December 31, 2019 for an amount not to exceed \$60,000.00" to increase the in amount not to exceed \$60,000.00 to \$68,976.50.
- *48-2020** A resolution amending Resolution 270-2017, as previously amended by Resolution 267-2018, authorizing the Planning Board to conduct an

investigation to determine if certain areas within the City of Orange Township should be determined to be an area in need of redevelopment without condemnation, rather than as an area in need of redevelopment with condemnation, as previously authorized by the prior resolutions or an area in need of rehabilitation, and directing the Planning Board to hold the public hearing, report to the City Council and commence with preparation of a redevelopment plan as directed herein.

- *50-2020** A resolution approving the Bill List for Council Meeting vote on February 4, 2020 dated January 30, 2020 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$11,958,461.91)
- *51-2020** A resolution of support from local governing body authorizing the Sustainable Jersey Grant application for the municipal border and Main Street Rain Gardens project.
- *52-2020** A resolution authorizing an increase to the professional services contract of Eduardo Garcia of 3335 Acklen Avenue, Nashville, Tennessee 37212, for interpreting services at the Municipal Court of the City of Orange Township for the year 2019 adding an additional \$12,000.00 to the initial \$15,000.00 making the contract in an amount not to exceed \$27,000.00 and authorizing a professional services contract for interpreting services for the Year 2020 at the Municipal Court of the City of Orange Township commencing January 1, 2020 through December 31, 2020 in an amount not to exceed \$30,000.00.
- *53-2020** A resolution appointing Derrick Henry as a member to the Citizen's Budget Advisory Committee for Calendar Year 2020 Municipal Budget Process.

Motion to adopt the Consent Agenda which consist of Resolutions 39-2020, 41-2020, 42-2020, 44-2020, 45-2020, 46-2020, 47-2020, 48-2020, 50-2020, 51-2020, 52-2020 and 53-2020 by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

- 40-2020** A resolution appointing Ismael Ituarte-Perez as Alternate Member No. 4 of the Zoning Board of Adjustment. (Sponsored by Council Member Donna K. Williams)

Motion to postpone by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

Roll Call:

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

Motion passed.

43-2020 A resolution authorizing approval to submit a grant application to the Essex County Recreation & Open Space Trust Fund for local aid program funding the Colgate Park pool project. (Amended)

The City Clerk announced that the amendment is to change the name of the project from College Park entryway and parking improvement project to Colgate Park pool project throughout the resolution.

Motion to adopt as amended by Councilman Coley, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

The City Clerk announced that there are three (3) walk-on resolutions being considered for tonight's meeting.

Motion to walk resolutions 54-2020 (WO), 55-2020 (WO), and 56-2020 (WO) by Councilwoman Williams, seconded by Councilman Johnson.

Roll Call:

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

Motion passed.

The City Clerk declared the time open for citizen comments on the walk-on resolutions.

Jeffrey Feld provided his comments and/or concerns.

Motion to close citizen comments by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

54-2020(WO) A resolution authorizing the Tax Collector to enter into an installment payment agreement with St. Matthew Neighborhood Improvement for the collection/payment of delinquent taxes owed on the properties designated as Block 4302, Lots 10, 11, 13, 14 and 15 on the official tax map of the City of Orange Township.

Motion to adopt by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

55-2020(WO) A resolution authorizing the Tax Collector to enter into an installment payment agreement with Rev. Norman Sheriff of Debre Ganet Kidus Gabriel Ethiopian Church for the collection/payment of delinquent taxes owed on the properties designated as Block 3002, Lot 2 on the official tax map of the City of Orange Township more commonly known as 136-140 Main Street.

Motion to adopt by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion passed.

56-2020(WO) A resolution to hold an Executive (Closed) Session to discuss personnel matters.

Motion to adopt by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion passed.

Motion to enter into Executive (Closed) Session by Councilman Coley, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion passed.

Motion to Close Executive (Closed) Session and Reconvene to the Regular Meeting by Councilman Jackson, seconded by Councilman Coley. The Motion was unanimously approved.

OTHER PENDING BUSINESS – City Clerk announced that there was no other pending business.


Motion to adjourn by Councilwoman Wooten, seconded by Councilman Johnson, Jr.

The Motion was unanimously approved.


Regular Meeting adjourned at 10:13 p.m.

The next City Council Conference and Regular Meeting will be held on Tuesday, February 18, 2020 at City Hall, 29 North Day Street, in the Council Chamber at 7:00 p.m.

APPROVED:



Joyce L. Lanier
City Clerk



Tency A. Eason
Council President