

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, JANUARY 21, 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
Marty Mayes, Director of Planning/Public Work
Nile Clemens, Finance Department
Marlin Townes, Legislative Research Officer
Lisette Sanchez, Records Support Technician

Absent: Kenneth Douglas, Fire Director
Todd Warren, Police Director

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 MINUTES OF PREVIOUS MEETINGS The City Clerk announced that there were no meeting minutes to be approved.

REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION 2019:

- Department of Planning & Economic Development – Month of July 2019: \$71,561.00.
- Department of Planning & Economic Development – Month of August 2019: \$80,768.00.
- Department of Planning & Economic Development – Month of September 2019: \$67,421.00.
- Department of Planning & Economic Development – Month of October 2019: \$92,298.00.

- Department of Planning & Economic Development – Month of November 2019: \$63,207.00.
- Department of Planning & Economic Development – Month of December 2019: \$67,773.00.

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

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

COUNCIL REPORTS - Council President directs Clerk to file reports.

Councilwoman Williams asked Business Administrator Hartwyk to report the Highland Street lease with New Jersey Transit which has been signed by the City. New Jersey Transit will present to their board at their next meeting and after the lease is fully executed, the City is prepared to put out bid specs and award a contract.

COMMUNICATIONS AND PETITIONS The City Clerk announced that there were no communications and petitions.

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 citizen made the comments below:

1. Jeffrey Feld commented on the following:
 - (a) Two heads up memo dated January 7th and January 20th;
 - (b) Article in Star Ledger regarding former Business Administrator;
 - (c) Political New Jersey Globe article regarding upcoming elections;
 - (d) US Senate democracy dying in darkness;
 - (e) Walter G Phase V project;
 - (f) Fairness expert report Feld 10;
 - (g) Alleged January 10th foreclosure action against the hospital;
 - (h) Bill List; and
 - (i) Nishuane Group work product.

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

COUNCIL COMMENTS

Councilwoman Summers-Johnson commented about the following:

- Read a Dr. Martin Luther King quote;
- Attendance at the Berkeley Avenue Neighborhood Watch Block meeting; and
- Apologized to the residents of Heywood Avenue regarding a January 7th letter regarding temporary street change.

Councilman Coley commented about the following:

- Thanked Director Mayes for the house demolition on Hickory Street; and
- Inquired about the snow plan for the City of Orange Township.

Councilwoman Williams commented about the following:

- Read a Dr. Martin Luther King quote;
- Reflected on Dr. Martin Luther King speeches; and
- Representing the City of Orange Township in Africa.

Councilman Jackson commented about the following:

- Attendance at the Berkeley Avenue Neighborhood Watch Block meeting;
- Reflected on Dr. Martin Luther King's books; and
- Lincoln Avenue Redevelopment & Rehabilitation plan.

Councilwoman Wooten commented about the following:

- Attendance at the Berkeley Avenue Neighborhood Watch Block meeting;
- Attendance for the services for Dr. Martin Luther King's birthday;
- Citizen concern regarding Oakwood Avenue yellow stripe parking;

Councilman Johnson, Jr. commented about the following:

- Invited the residents to attend the Development Summit scheduled around the City;

Council President Eason commented about the following:

- Urged all residents to come out, voice their concern and get involved in the Development Summit and Planning Board meetings;
- Conversation with County Clerk regarding running for dual office in the May 2020 Municipal Election, wherein the County Clerk advised that "only in Orange." Furthermore, the Council President was advised that running for dual office is prohibited by the New Jersey State Statute. Running for dual office is currently only allowed at the federal level. The City Clerk respectfully advised that it was an inappropriate time for the Council President to interject her opinion. Elections are totally separate and encouraged the public to contact the City Clerk's Office with any questions they may have regarding elections.
- Service at Faith Temple for Dr. Martin Luther King.
- Thanked all the residents for all their patience during road work construction closure.

Councilwoman Williams commented about the following:

- Congratulated the new president of Rutgers University;

Requested clarification from the City Clerk and requested her to post the legal opinion from the election attorney regarding running for dual office.

ORDINANCES—SECOND READING/PUBLIC HEARING

60-2019 An ordinance of the City of Orange Township amending the Lincoln Avenue (595 Lincoln Avenue) Redevelopment & Rehabilitation Plan pursuant to N.J.S.A. 40A:12A-7(e). (Amended)

The City Clerk declared the time open for a hearing on Ordinance Number 60-2019.

The following residents appeared and voiced their comments and/or concerns:

- 1) Murphy Wilson; and
- 2) Jeffrey Feld.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilwoman Wooten. The motion was approved by unanimous vote.

The City Clerk read the amendments into the record.

Motion to adopt as amended on Second Reading by Councilwoman Williams, seconded by Councilman Johnson.

On the motion Councilwoman Williams requested the Business Administrator provide an explanation on the Lincoln Avenue Redevelopment project. Business Administrator provided a historical description of the plans.

Roll Call:

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

Motion passed.

61-2019 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. (208 Snyder Street)

The City Clerk declared the time open for a hearing on Ordinance Number 61-2019. Seeing none.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilwoman Wooten. The motion was approved by unanimous vote.

Motion to adopt on Second Reading by Councilwoman Williams, seconded by Councilman Coley.

Roll Call:

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

Motion passed.

62-2019 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 (264 Snyder Street)

The City Clerk declared the time open for a hearing on Ordinance Number 62-2019. Seeing none.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Johnson. The motion was approved by unanimous vote.

Motion to adopt on Second Reading by Councilman Coley, seconded by Councilwoman Williams.

Roll Call:

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

Motion passed.

ORDINANCES INTRODUCTION/FIRST READING

1-2020 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. (205 Snyder Street)

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 Final Reading is scheduled for Tuesday, February 18, 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 that Resolutions 29-2020 and 31-2020 will be removed from the Consent Agenda for a separate vote.

TABLED – MUST BE LIFTED FROM TABLE TO BE PLACED ON CONSENT AGENDA

- 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 12/3/2019, 12/17/2019 and 01/03/2020 REGULAR MEETINGS)

The City Clerk asked if there was a motion to lift from the table. Seeing none Resolution 400-2019 remains on the table.

- *22-2020** A resolution establishing a Citizen's Budget Advisory Committee (CBAC) for the 2020 Annual Municipal Budget Process.
- *23-2020** A resolution appointing Carol Perkins as a member to the Citizen's Budget Advisory Committee for Calendar Year 2020 Municipal Budget Process. (Sponsored by Council Member Harold J. Johnson, Jr.)
- *24-2020** A resolution appointing Thomas Boran as a member to the Citizen's Budget Advisory Committee for Calendar Year 2020 Municipal Budget Process. (Sponsored by Council Member Harold J. Johnson, Jr.)
- *25-2020** A resolution celebrating the life of Donato Casiero. (Sponsored by Council Member Donna K. Williams)
- *26-2020** A resolution authorizing the award of a contract to Storage Engine, Inc., One Sheila Drive, Building 6-A, Tinton Falls, NJ 07724-2658 to purchase software license, product maintenance and the continuation of digitized scanning services of files archived in the Office of the City Clerk of the City of Orange Township, in the amount not to exceed \$21,673.00 from January 1, 2020 to December 31, 2020 under the Dell State Contract M0003 89850.
- *27-2020** A resolution authorizing the extension of a communications services contract with Direct Development, LLC in an amount not to exceed \$15,000.00

commencing January 1, 2020 through December 31, 2020 with the option of extending for the years 2021 and 2022.

- *28-2020** A resolution authorizing a contract with General Code, LLC to supplement, print and electronically publish the ordinances of the City of Orange Township for the Calendar Year 2020 in an amount not to exceed \$16,000.00.
- *30-2020** A resolution approving the bill list for council meeting vote on January 21, 2020 dated January 16, 2020 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$1,401,969.63).
- *32-2020** A resolution authorizing the awarding of a contract to Denville Line Painting, 2 Green Pond Road, Rockaway, New Jersey 07866 for traffic striping on roadways under the Morris County Cooperative Pricing Council Contract #36 commencing January 1, 2020 through December 31, 2020 in an amount not to exceed \$30,000.00.
- *33-2020** A resolution authorizing a lease agreement between the City of Orange Township and ABC Emergency Rental for the provision of leasing an American LaFrance Ladder, Quint Squirt commencing January 10, 2020 to June 25, 2020 in an amount not to exceed \$63,143.00.
- *34-2020** A resolution authoring the extension of the contract between the City of Orange Township and David C. Stanziale, LLC in the matter "Steven Campione and Amy Campione v. City of Orange Township, et al" for a period of ninety (90) days ending March 31, 2020 in an amount not to exceed \$10,000.00.
- *35-2020** A resolution authorizing the extension of the contract between the City of Orange Township and Scarinci & Hollenbeck LLC for various legal matters for a period of ninety (90) days ending March 31, 2020 in an amount not to exceed \$30,000.00.
- *36-2020** A resolution authorizing the extension of the contract between the City of Orange Township and Lamb Kretzer, LLC in the matter "Kauri D. Taliaferro, Administrator ad Prosequendum of Safiyyah Scott, deceased v. City of Orange Township, et al" for a period of ninety (90) days ending March 31, 2020 in an amount not to exceed \$10,000.00.
- *37-2020** A resolution appointing Murphy Wilson to the Policy and Planning Committee. (Sponsored by Council Member Donna K. Williams)

Motion to adopt Consent Agenda which consist of Resolutions 22-2020, 23-2020, 24-2020, 25-2020, 26-2020, 27-2020, 28-2020, 30-2020, 32-2020, 33-2020, 34-2020, 35-2020, 36-2020 and 37-2020 by Councilman Johnson, Jr., seconded by Councilwoman Williams.

Roll Call:

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

Motion passed.

***29-2020** **A resolution authorizing the award of a contract with Nishuane Group, LLC, 105 Grove Street, Ste. 1, Montclair, New Jersey 07042 to provide professional planning services for a period of one (1) year from January 1, 2020 through December 31, 2020 in an amount not to exceed \$250,000.00. (Amended)**

Motion to adopt as amended 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.

***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)**

Motion to postpone to the next meeting 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.

Point of Order: Business Administrator Hartwyk addressed some questions raised on the bill list. First, the City has budgeted funds for meetings and events incurred by Council, which is allowed and appropriate. Second, as for the Toys for Tots the City has also budgeted for event supplies and a DJ. No toys were paid for by the City.

Business Administrator Hartwyk provided a shout out to Officers Cappuccino and Retta who made a very fruitful and excellent stop of a motor vehicle removing contraband from the street during a regular traffic stop.

NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

The City Clerk read each of the walk-on resolutions by title:

38-2020(WO) A resolution approving a settlement and authorizing the execution of a settlement agreement with the Director Division of Taxation for the State of New Jersey with respect to the settlement of pending litigation.

Motion to walk-on resolution 38-2020(WO) 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 declared the time open for citizen comments on the walk-on resolutions.

(1) Jeffrey Feld provided his comments and/or concerns.

Motion to close citizen comments by Councilwoman Williams, seconded by Councilwoman Wooten. The motion was approved by unanimous vote.

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.

38A-2020(WO) A resolution to hold an Executive (Closed) Session to discuss personnel matters.

Motion to adopt 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 enter into Executive 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.

OTHER PENDING BUSINESS

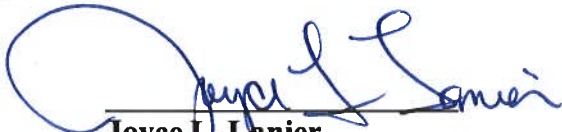
Motion to adjourn by Councilman Coley, seconded by Councilwoman Wooten.

The Motion was unanimously approved.

Regular Meeting adjourned at 10:27 p.m.

The next City Council Conference and Regular Meeting will be held on Tuesday, February 4, 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