

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 7, 2020 FOLLOWING THE CONFERENCE MEETING.

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

Roll Call:

Present: Councilman Kerry J. Coley, East Ward
Councilman Christopher Jackson, At-Large
Councilman Harold Johnson, Jr. West Ward
Councilwoman Donna K. Williams, At-Large
Councilwoman Adrienne Wooten, At-Large Arrived at 7:49 p.m.
Councilman President Tency A. Eason, North Ward

Also Present: Joyce L. Lanier, City Clerk
Gracia R. Montilus, City Attorney
Kenneth Douglas, Fire Director
Adrian Mapp, Finance Director/Acting Business Administrator
Marty Mayes, Planning and Public Works Director
Todd Warren, Police Department
Marlin G. Townes, Legislative Research Officer
Lisette Sanchez, Records Support Technician
Tamara Robinson, City Clerk's Office

Absent: Councilwoman Jamie Summers-Johnson, South Ward
Chris M. Hartwyk, Business Administrator

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 minutes of previous meetings.

REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION 2019:

- Department of Community Service – Month of November 2019: \$7,648.00
- City Clerk's Office – Month of December 2019: \$1,535.23
- Orange Historic Preservation Commission – Month of December 2019: \$70.00

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

OPRA REPORTS Month of December 2019: 123 requests received, 81 completed and 42 pending.

COUNCIL REPORTS

Councilman Johnson, Jr. reported that the next meeting for the Orange Public Library is scheduled for January 9, 2020 at 6:30 p.m.

Councilwoman Williams reported that a Finance Committee was held today, January 7, 2020 and the minutes will be forthcoming. In regards to Resolutions 4-2020 and 5-2020, Councilwoman requested and received an explanation from Director Mayes as to the reason for refunds.

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

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 City Clerk will immediately rule such conduct out of order and terminate any further comments.

The following residents and business owners made comments.

1. Jeffrey Feld, 268 Main Street, Orange, NJ commented on the following:
 - a. his January 7, 2020 heads up memo;
 - b. YouTube link of the recorded meetings;
 - c. Accelerated Tax and Note sale; and
 - d. Walter G. IV pilot.

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

COUNCIL COMMENTS

Councilwoman Williams commented regarding the following:

- Bond document;
- the Walter G. IV Pilot tax credit and the legal opinion previously requested by Council from the City Attorney;
- Happy New Year/Decade;
- Importance of the 2020 Census;
- County Committee (held during the Primary Election) and Municipal Election 2020; and
- Orange Board of Education School Board Members and Reorganization Meeting.

Councilman Coley commented regarding the following:

- Expressed his concern regarding the City of Orange Township’s high car insurance rates; and
- Requested Department of Public Works clean up the garbage around the closed store Hickory Street.

Councilman Jackson commented regarding the following:

- The importance of writing out the whole year “2020” to avoid fraud;
- Supports Councilman Coley’s sentiments regarding high car insurance rates since crime rates in the City is lower; and
- Expressed his appreciation to residents are attending Council Meetings.

Councilman Johnson, Jr. commented regarding the following:

- Supports Councilman Coley’s sentiments regarding high car insurance rates and provided suggestions on how to look into underwriting insurance factors; and
- Ivy Court report due from Director of the Department of Public Works.

Councilwoman Wooten commented regarding the following:

- Accelerated Tax sale concerns from the residents; and
- Active shooter training class and evacuation plan for the City Hall.

Council President Eason encouraged everyone to work together and move the City of Orange forward. In addition, she advised the Citizens that the Road Closures around the City are for sewer pipe replacement.

ORDINANCES–SECOND READING/PUBLIC HEARING

The City Clerk read the ordinance by title.

58-2019(WO) An ordinance adopting an amendment to the Central Orange Redevelopment Plan.

The City Clerk declared the time open for a hearing on Ordinance Number 58-2019(WO).

(1) Jeffrey Feld expressed his concern with the Council’s consideration in adopting the Ordinance.

On the Motion: Councilman Jackson advised that the process of a redevelopment plan is in the authority of the Planning Board.

Director Mapp advised the Administration wishes to move forward with the Ordinance.

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

Motion to adopt Ordinance Number 58-2019(WO) on Second Reading by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion Carries.

The City Clerk read the ordinance by title.

59-2019(WO) An ordinance authorizing the execution of a contract of sale between the City and 595 Lincoln Avenue Urban Renewal Entity, LLC for the sale of real property located at 595 Lincoln Avenue and identified on the City tax map as Block 6303, Lot 7 and authorizing the Mayor or his designee to execute the documents necessary to implement the conveyance of this property subject to certain conditions. (Amended)

The City Clerk declared the time open for a hearing on Ordinance Number 59-2019(WO).

The following citizens provided their comments and/or concerns:

- (1) Mary Meade;
- (2) Jeffrey Feld;
- (3) Murphy Wilson; and
- (4) Maxine Filamie.

On the motion: Councilman Jackson advised the citizens that the plan has to go through a process with includes the Zoning and Planning Board. In addition, each proposal goes through a review with the Fire Department for safety, as well as, the impact on schools. The property is owned by the City and the City is in the process of conveying the property to a redeveloper.

Lastly, the Council President requested a legal opinion from the City Attorney in regards to the public notice to the residents.

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

Motion to adopt Ordinance Number 59-2019(WO) on Second Reading by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion Failed.

ORDINANCES INTRODUCTION/FIRST READING - The City Clerk announced that there were no Ordinances for introduction and first reading.

VETOED ORDINANCE BY THE MAYOR ON DECEMBER 24, 2019

57-2019 An ordinance of the City of Orange Township adopting the Lincoln Avenue (595 Lincoln Avenue) Redevelopment & Rehabilitation Plan pursuant to N.J.S.A. 40A:12A-7(e).

The City Clerk announced that this ordinance was vetoed by the Mayor on December 24, 2019 because it is being replaced by Ordinance 60-2019, which is on Second Reading/Public Hearing at the next meeting scheduled for Tuesday, January 21, 2020.

The City Clerk asked the Council if anyone would like to make a motion to override the veto. Hearing none, the City Clerk announced the veto remains.

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.

Point of Order to Change Order of Business by Councilman Johnson, Jr, seconded by Councilwoman Williams.

Roll Call:

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

16-2020 A resolution authorizing the adoption of current fund and water/sewer utility fund temporary budget appropriations for the beginning of 2020 prior to the adoption of CY2020 budget in accordance with N.J.S.A. 40A:4-19. (Amended)

Motion to adopt Resolution 16-2020 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

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

Absent: Summers-Johnson
Motion passed.

CONSENT AGENDA RESOLUTIONS NO. *1-2020 THROUGH *15-2020

- *1-2020** A resolution honoring Madeline F. Smith for her service with the City of Orange. (Sponsored by the Orange City Council)
- *2-2020** A resolution celebrating the life of Elizabeth Guarducci. (Sponsored by Council Member Donna K. Williams)
- *3-2020** A resolution celebrating the life of Nathaniel P. Coleman. (Sponsored by Council Member Donna K. Williams and the Orange City Council)
- *4-2020** A resolution authorizing a refund to Edson Elysee residing at 171 East Highland Avenue, City of Orange Township, New Jersey for work done to repair the city sidewalk in front of 171 East Highland Avenue, Orange, New Jersey in the amount of \$3,500.00.
- *5-2020** A resolution authorizing a refund to Jeffrey Wingfield residing at 538 Nassau Street, City of Orange Township, New Jersey for work done to repair the city sidewalk in front of 538 Nassau Street, Orange, New Jersey in the amount of \$1,800.00.
- *6-2020** A resolution authorizing the awarding of a contract to Custom Bandag, Inc., 401 E. Linden Avenue, Linden, New Jersey 07036 to purchase various models and sizes of tires via catalog discount for automotive, light truck and medium fleet vehicles under the Essex County Cooperative Pricing Council Contract #19-118 commencing January 1, 2020 through July 31, 2020 in an amount not to exceed \$17,500.00.
- *7-2020** A resolution authorizing the awarding of a contract to Custom Bandag, Inc., 401 E. Linden Avenue, Linden, New Jersey 07036 to purchase specialty tires and flat tire road services via catalog discount for large trucks and heavy duty equipment under the Essex County Cooperative Pricing Council Contract #19-058 commencing January 1, 2020 through May 29, 2020 in an amount not to exceed \$5,000.00.
- *8-2020** A resolution awarding a contract to Burlew Mechanical, LLC, located at 2069 Highway 35, South Amboy, New Jersey 08879 for plumbing services to all city owned buildings for two (2) years commencing January 1, 2020 through December 31, 2021 in an amount not to exceed \$94,640.00 per year.
- *9-2020** A resolution awarding a contract to Performance Ford of East Hanover, 189 Route 10 East, East Hanover, New Jersey 07936 for vehicle maintenance and repairs to all city owned vehicles and equipment for two (2) years commencing January 1, 2020 through December 31, 2021 in the amount not exceed \$113,137.76 per year.

- *10-2020** A resolution awarding a contract with Redmann Electric & Communications Co., Inc., 681 Lawlins Road, Unit 90, Wyckoff, New Jersey 07481 for electrical services to all municipal owned buildings for two (2) years commencing January 1, 2020 through December 31, 2021 in an amount not to exceed \$90,250.20 per year.
- *11-2020** A resolution authorizing Remington & Vernick Engineers, 232 Kings Highway East, Haddonfield, New Jersey 08033 to provide professional engineering services as a municipal engineer for one (1) year commencing January 1, 2020 through December 31, 2021 in an amount not to exceed \$120,000.00.
- *12-2020** A resolution awarding a contract to Parts Authority, LLC, 456 3rd Ave. West, Newark, New Jersey 07107 for the purchase of automotive parts for two (2) years commencing January 1, 2020 through December 31, 2021 in the amount not to exceed \$125,000.00 per year.
- *13-2020** A resolution awarding a contract with W.E. Timmerman Co., Inc., 3554 Route 22 West, P.O. Box 71, Whitehouse, New Jersey 08888 for furnishing, delivering parts and repairs for two (2) Elgin Street Sweepers for two (2) years commencing January 1 2020 through December 31, 2021 in an amount not to exceed \$40,000 per year.
- *14-2020** 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 January 1, 2020 to December 31, 2020.
- *15-2020** A resolution approving the bill list for council meeting vote on January 7, 2020 dated January 2, 2020 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$9,351,139.32).

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

Roll Call:

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

Motion passed.

The City Clerk announced the following resolutions were removed from the Consent Agenda to be voted separately.

- 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 and 12/17/2019 REGULAR MEETINGS)

Remains on Table.

RESOLUTIONS NO. 414-2019 THROUGH 418-2019 POSTPONED FROM DECEMBER 17, 2019 REGULAR MEETING

414-2019 A resolution authorizing a list of law firms to represent the City of Orange Township in regard to labor matters on an as needed basis for a period of one (1) year from January 1, 2020 through December 31, 2020.

Motion to Return to Administration by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

415-2019 A resolution authorizing a list of law firms to represent the City of Orange Township in regard to litigation matters on an as needed basis for a period of one (1) year from January 1, 2020 through December 31, 2020.

Motion to Return to Administration by Councilman Johnson, Jr., seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

416-2019 A resolution authorizing a list of law firms to represent the City of Orange Township in regard to Workers' Compensation matters on an as needed basis for a period of one (1) year from January 1, 2020 through December 31, 2020.

Motion to Return to Administration by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

417-2019 A resolution authorizing a list of firms to represent the City of Orange Township in regard to Redevelopment matters on an as needed basis for a period of one (1) year from January 1, 2020 through December 31, 2020.

Motion to Return to Administration by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

418-2019 A resolution authorizing a list of firms to represent the City of Orange Township in regard to Tax Appeal matters on an as needed basis for a period of one (1) year from January 1, 2020 through December 31, 2020.

Motion to Return to Administration by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

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

Motion passed.

NEW BUSINESS AND WALK-ON RESOLUTIONS

The City Clerk announced that there are five (5) walk-on resolutions being considered for tonight's meeting.

Motion to walk resolutions 17-2020(WO), 18-2020(WO), 19-2020(WO), 20-2020(WO) and 21-2020(WO) by Councilman Coley, seconded by Councilwoman Williams.

Roll Call:

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

Motion Carries.

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

(1) Jeffrey Feld provided his comments.

Motion to close citizen comments by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

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

Motion passed.

The City Clerk read each walk-on resolution by title:

17-2020 (WO) A resolution celebrating the life of Arthur F. Powell. (Sponsored by Council Member Donna K. Williams).

Motion to adopt Resolution 17-2020(WO) by Councilman Jackson, seconded by Councilman Johnson, Jr.

Roll Call:

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

Motion passed.

18-2020 (WO) A resolution authorizing Change Order No. 1 to decrease the contract with Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, New Jersey 07110 for the project known as the NJIB'18 Roadway Improvements in an amount of \$2,768,795.00.

Motion to adopt Resolution 18-2020(WO) by Councilwoman Williams, seconded by Councilman Johnson, Jr.

On the Motion: Councilwoman Williams inquired as to the allocation of the money in the decrease contract. Director Mapp testified that decrease will allow the money to go back into the project enabling the City to do more roadway improvements.

Roll Call:

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

Motion passed.

19-2020(WO) A resolution declaring an emergency and authorizing the awarding of a contract between the City of Orange Township and Caravella demolition, 40 Deforst Avenue, East Hanover, New Jersey 07936 for the demolition of 186 Hickory Street in the amount not to exceed \$36,530.00.

Motion to adopt Resolution 19-2020(WO) by Councilman Coley, seconded by Councilwoman Williams.

On the Motion: Councilwoman Williams inquired from Director Mayes the time frame for the demolition and he responded "within a week." In addition, Councilwoman Williams respectfully requested that proper notification be given to the citizens.

Roll Call:

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

Motion passed.

20-2020(WO) A resolution authorizing and ratifying a professional services contract with Lerch, Vinci & Higgins, LLP, located at 17-17 Route 208, Fair Lawn, New Jersey 07410 for assistance with preparation of the annual budget commencing on January 1, 2020 through December 31, 2020 in an amount not to exceed \$60,000.00.

Motion to adopt Resolution 20-2020(WO) by Councilman Coley, seconded by Councilwoman Williams.

Roll Call:

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

Motion passed.

21-2020(WO) A resolution awarding professional services contract for special counsel to provide legislative research officer services from January 1, 2020 through December 31, 2020 in an amount not to exceed \$30,000.00.

Motion to adopt Resolution 21-2020(WO) by Councilman Coley, seconded by Councilwoman Williams.

Roll Call:

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

Nays: None.
Abstain: None.
Absent: Summers-Johnson

Motion passed.

OTHER PENDING BUSINESS

Councilwoman Williams thanked retired Deputy Clerk Madeline F. Smith for her services to the City of Orange Township. She thanked and wished Quinn Fields success on his new assignment with the City and welcomed Tamara Robinson to the City Clerk's Office.


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

The Motion was unanimously approved.


Regular Meeting adjourned at 9:17 p.m.

The next City Council Conference and Regular Meeting will be held on Tuesday, January 17, 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