MINUTES CITY COUNCIL
CITY OF ORANGE TOWNSHIP
NEW JERSEY

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON WEDNESDAY, JULY 8, 2020 FOLLOWING THE CONFERENCE MEETING.

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

Roll Call:
Present: Council Vice-President Tency A. Eason, North Ward
        Councilman Harold Johnson, Jr. West Ward
        Councilman Weldon M. Montague, III, At-Large
        Councilman Clifford R. Ross, At-Large
        Councilwoman Jamie Summers-Johnson, South Ward
        Councilwoman Adrienne Wooten, At-Large
        Council President Kerry Coley, East Ward

Also Present: Joyce L. Lanier, City Clerk
               Lisette Sanchez, Deputy City Clerk
               Chris M. Hartwyk, Business Administrator
               Gracia R. Montilus, City Attorney
               Adrien Mapp, Director of Finance
               Nile Clements, Chief Financial Officer
               Marlin Townes, Legislative Research Officer
               Katrina Nease, Superintended of Water
               Maggie Homere, City Clerk’s Office
               Tamara Robinson, City Clerk’s Office

The City Clerk announced 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 Record-Transcript, published in the Star Ledger on June 25, 2020, posted on the City’s Website (www.ci.orange.nj.us) and the Council’s Website (www.orangetwpnjcc.org) and filed in the Office of the City Clerk.

APPROVAL OF MEETING MINUTES:

• May 19, 2020 Conference & Regular Meeting Minutes

Motion to adopt by Council Vice-President Eason, second by Councilwoman Summers-Johnson. Motion was approved by unanimous vote.

• June 3, 2020 Conference & Regular Meeting Minutes

Motion to adopt by Councilman Ross, second by Councilman Johnson, Jr. Motion was approved by unanimous vote.
REPORTS:
DEPARTMENT MONTHLY REVENUE COLLECTION 2020:
  • Orange Historic Preservation Commission – Month of June 2020: $70.00
  • City Clerk’s Office – Month of June 2020: $35.00

CONSTABLE REPORTS: None.

OPRA REPORTS:
Month of June 2020: 133 OPRA requests received, 90 completed and 43 pending.

COUNCIL REPORTS
Councilwoman Wooten reported the following:
  - The City of Orange Township is at 46% response rate for the 2020 Census.

Council President directs Clerk to file reports.

COMMUNICATIONS AND PETITIONS None.

CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS
“SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall email their statements or questions to citycouncil@orangeni.gov, no later than 7:00 p.m. the day prior to the scheduled public meeting. For the citizen comment portion of the meeting, the public will be allowed to question or comment on any new matter raised during the meeting. New matter is any discussion had by a Council Member or a city administrative staff person regarding any agenda item during the course of the meeting. Please email any question or comment relating to any new matter to Council Vice President at TEason@orangeni.gov with your name and address. The City Council reserves the right to respond or not respond during the meeting to any citizen’s submission.”

  - Council Vice-President Eason advised the public that the following citizens submitted questions:
    1. Jeff Felds,
    2. William Hathaway,
    3. Sharee Harrison,
    4. Jody Leight,
    5. Rev. Dr. Anthony Johnson,
    6. Alexis Dunbar, and
    7. Members of the Seven Oaks Society.

  - The questions and answers have been posted on the Council’s website under the July 8, 2020 Council Meeting folder.
Motion to close Citizens Comments by Councilman Johnson, Jr., second by Councilman Montague, III.
The Motion was unanimously approved.
Motion passed.

COUNCIL COMMENTS

Councilwoman Wooten commented on the following:
- Thanked the residents for her reappointment.
- Congratulated Mayor Warren on his reappointment.
- Congratulated Councilmen Montague and Ross on their appointment to the Municipal Council.
- Thanked the residents and her family for their support.

Councilwoman Summers-Johnson commented on the following:
- July 2, 2020 Special Meeting – Work Session and how the residents were disappointed and felt they were not heard.
- Technology allowing residents to be more involved.
- Thanked Business Administrator Hartwyk and department heads for answering all her questions.
- Informed the South Ward seniors that she will be distributing letters to ensure they are taken care of.
- Informed the residents she can be reached at (862) 272-1155 and email jsummers@orangencnj.gov
- Informed the residents there is a Police Community Council Meeting scheduled for Thursday, July 16, 2020 between 7:00 p.m. to 8:30 p.m. Live in the side yard of the Orange Police Department located at 29 Park Street.

Councilman Ross commented on the following:
- Concern with masks and gloves on the ground around the City that can get into the water and sewer system.
- Inquired about recreation and employment for the youth.
- Inquired about grant funding.

Councilman Montague, III commented on the following:
- Honored to serve the citizens of Orange, New Jersey.
- Working with Mayor, Police Director, and Ferguson to make jobs available through the New Jersey Re-Entry Program.
- Working on a job readiness program which includes resume and interview preparation, as well as dress for success for residents.
- Informed the residents that he can be reached at (862) 233-5701.

Councilman Johnson, Jr. commented on the following:
- People coming together during COVID-19.

Council Vice-President Eason commented on the following:
- Thanked all food distribution agencies serving food to seniors and residents.
- Addressed chat comments.
- Questions from Seven Oaks Society.
- Will not create a class system in Orange.
- Called for unity in the City.
- All residents are important.
- Professionalism.
- All lives matter work together.

Council President Coley commented on the following:
- Orange High School renovation and historic building on the parking lot.

ORDINANCES-SECOND READING/PUBLIC HEARING

*17-2020 An ordinance to amend the code of the City of Orange Township, Chapter 4, "Administration of Government", Article II, entitled "City Council" to clarify duties of the City Clerk. (Sponsored by Council Member Donna Williams).

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason confirmed there were none.

Motion to close Citizen Comments by Council Vice-President Eason, second by Councilman Ross. The Motion was unanimously approved.

Motion to adopt by Councilwoman Wooten, second by Council Vice-President Eason.

Roll Call:

Ayes: None
Nays: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Abstain: None
Absent: None

Motion failed.

*18-2020 An ordinance of the Municipal Council of the City of Orange Township adopting the Central Valley Redevelopment Plan pursuant to N.J.S.A. 40a:12a-7. (Amended)

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason confirmed there were none.

Motion to close Citizen Comments by Councilman Johnson, Jr., second by Councilman Ross. The Motion was unanimously approved.

Motion to adopt as amended by Councilwoman Wooten, second by Council Vice-President Eason.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None

Motion passed.

*19-2020 An ordinance authorizing the execution of a contract of sale between the City of Orange Township and 534 Mitchell Street LLC for the sale of real property located at 540 Mitchell Street and identified on the City tax map as Block 4005, Lot 2 and authorizing the Mayor or his designee to execute the documents necessary to implement the conveyance of this property subject to certain conditions.

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason confirmed there were none.

Motion to close Citizen Comments by Council Vice President Eason, second by Councilman Montague, III. The Motion was unanimously approved.

Motion to adopt by Councilman Johnson, Jr., second by Council Vice-President Eason.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None

Motion passed.

*20-2020 An ordinance of the City of Orange Township to approve a tax exemption for a thirty (30) year period and to authorize the thirty (30) year exemption and authorizing the execution of a Financial Agreement between the City and Peek Reock I Owner Urban Renewal, LLC.

Arthur Linfante from Ingrity Resources Northern NJ provided details of the Comprehensive PILOT Fiscal Impact Study his firm prepared. A copy can be obtain on the Council’s website under Ord. 20-2020 – Comprehensive PILOT Fiscal Impact Study.

Business Administrator Hartwyk and Mr. Linfante provided the following information regarding the project:
- What is an abatement and how it works.
- The project will be completed in four (4) phases.
- Revenues will be ten times what it currently generates.
- Significant public benefits and improvements.
- Joyce Carnegie open space.
- Contractor has agreed to repave sidewalks and roads.
- Three (3) types of rental units with estimated rental rates of: Studios $1,500, 1 Bedroom $1,600 and 2 Bedrooms $1,995 and 40 parking spaces at $125 per space.

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason read comments and/or questions from the citizens.

**Motion to close Citizen Comments by Council Vice President Eason, second by Councilman Montague, III. The Motion was unanimously approved.**

**Motion to adopt by Councilwoman Wooten, second by Councilman Ross.**

**On the Motion:** Councilman Ross expressed his concern regarding parking and inquired where the overflow will park? Business Administrator Hartwyk advised the project is in compliance with City Code. There will be zip car spaces. Phases 2 and 3 will include more parking spaces. At the completion of Phase 4, there will be 1 to 1 parking spaces and an excess parking spaces available.

**Roll Call:**

- **Ayes:** Eason, Johnson, Jr., Montague, III, Ross, Wooten and Council President Coley
- **Nays:** Summers-Johnson
- **Abstain:** None
- **Absent:** None

Motion passed.

**21-2020** *A bond ordinance providing for the issuance of redevelopment area bonds to provide assistance to a redevelopment project located at Block 2804, Lots 1, 2, 9, 10 and 11 on the official tax map of the City of Orange Township, in the County of Essex, State of New Jersey (the “City”); appropriating $200,000 therefor and authorizing the issuance of $200,000 bonds or notes of the City to finance costs thereof.*

The City Clerk inquired if there were any residents wishing to comment. Jeff Felds inquired as to what was the assistance to the redevelopment project. Business Administrator Hartwyk confirmed that it was for sanitary sewer improvement. The developer will be paying for the water improvement.

**Motion to close Citizen Comments by Councilman Johnson, Jr., second by Councilman Ross. The Motion was unanimously approved.**

**Motion to adopt by Council Vice President Eason, second by Councilman Johnson, Jr.**

**Roll Call:**

- **Ayes:** Eason, Johnson, Jr., Montague, III, Ross, Wooten and Council President Coley
- **Nays:** Summers-Johnson
- **Abstain:** None
- **Absent:** None
Motion passed.

**22-2020**  A bond ordinance providing for the Main Street Streetscape and Traffic Control Project, by and in the City of Orange Township, in the County of Essex, State of New Jersey, appropriating $5,400,000 therefor and authorizing the issuance of $5,400,000 bonds or notes to finance the cost thereof.

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason read comments and/or questions from the citizens.

**Motion to close Citizen Comments by Council Vice President Eason, second by Councilwoman Wooten. The Motion was unanimously approved.**

**Motion to adopt by Councilwoman Wooten, second by Councilman Johnson, Jr.**

**Roll Call:**
- Ayes: Eason, Johnson, Jr., Montague, III, Ross, Wooten and Council President Coley
- Nays: Summers-Johnson
- Abstain: None
- Absent: None

**Motion passed.**

**23-2020**  An ordinance of the City of Orange Township to establish a Civilian Complaint Review Board. (Sponsored by Council Member Donna Williams)

The City Clerk inquired if there were any residents wishing to comment. Council Vice President Eason advised comments and/or questions were received from citizens. The comments, questions and answers were posted on the Council’s website.

**Motion to close Citizen Comments by Councilman Johnson, second by Councilman Ross. The Motion was unanimously approved.**

**Motion to adopt by Councilman Johnson, Jr., second by Councilman Ross.**

**Roll Call:**
- Ayes: Montague, III
- Nays: Eason, Johnson, Jr., Ross, Summers-Johnson, Wooten and Council President Coley
- Abstain: None
- Absent: None

**Motion failed.**
Ordinances-Introduction/First Reading:

*24-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” section 200-52-2 Handicapped Parking Spaces. (213 Oakwood Place) (Sponsored by Council Member-at-Large Adrienne Wooten)

Motion to adopt by Councilwoman Wooten, second by Councilman Johnson, Jr.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None
Motion passed.

*25-2020 An ordinance to amend and supplement the Code of the City of Orange Township, Chapter 200, “Vehicle and Traffic” to create Article XVIII entitled “Tampering with City Parking Property”. (Sponsored by Council Member Kerry Coley).

Motion to adopt by Councilwoman Wooten, second by Council Vice President Eason.

On the Motion: Council President Coley reported that there is a property owner in Orange that has been illegally painting the curb yellow.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None
Motion passed.

*26-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, section 200-16, Loading Zone (Oakwood Avenue) (Sponsored by Councilmember-At-Large Adrienne Wooten)

Motion to postpone to the August 5, 2020 Council Meeting by Councilwoman Summers-Johnson, second by Councilman Johnson, Jr.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None
Motion passed.

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 289-2020, 293-2020, 295-2020 and 296-2020 were removed for a separate vote.

RESOLUTIONS NO. *281-2020 THROUGH *298-2020

*281-2020 A resolution for Emergency Temporary Appropriations #5 to the Calendar Year 2020 Budget.

*282-2020 A resolution designating East Orange/Orange Record-Transcript, Star Ledger and Local Talk as the official newspapers for the City of Orange Township, New Jersey.

*283-2020 A resolution amending resolution 33-2020 titled “An emergency 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.” to extend the contract until August 31, 2020 for an additional amount of $15,000.00 making a new amount not to exceed of $78,143.00.

*284-2020 A resolution authorizing the awarding of a contract for the Roadway Improvements to Lincoln Avenue and South Center Street to 4 Clean Up, Inc., P.O. Box 5098, North Bergen, New Jersey 07047 in an amount not to exceed $758,570.70.

*285-2020 A resolution accepting grant funds from the 2020 New Jersey Clean Communities Grant Program.

*286-2020 A resolution authorizing the acceptance of the Essex County Recreation and Open Space Trust Fund Local Aid Program for the Colgate Park Pool and Parking Improvement Project.

*287-2020 A resolution authorizing Remington & Vernick Engineers, One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094 to provide professional construction administration and construction observation services Phases IV 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 $39,000.00.
*288-2020  A resolution authorizing the retention of Jeanette Calderon-Arnold, Esq., to serve as tax counsel for the City of Orange Township, in the amount not to exceed $20,000.00 for Calendar Year 2020.

*290-2020  A resolution authorizing the services of John H. Watson, Jr., Esq., 63 Washington Street, East Orange, New Jersey 07017, to handle conflict workers’ compensation matters in the amount not to exceed $30,000.00 for Calendar Year 2020.

*291-2020  A resolution authorizing the Orange Chamber of Commerce, Division of Merchants to conduct sidewalk sales in the City of Orange Township, New Jersey on July 16th, 17th, 18th, August 13th, 14th, 15th, September 17th, 18th, 19th (Rain Dates: July 25th, August 22nd, and September 26th, 2020).

*292-2020  A resolution accepting the Planning Board’s recommendation and designating a non-condemnation area in need of redevelopment and an area in need of rehabilitation in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

*294-2020  A resolution authorizing an Emergency Temporary Appropriation pursuant to N.J.S.A. 40A:4-20.

*297-2020  A resolution amending resolution 180-2020(WO) titled “resolution adopting City of Orange Township policy for public questions or comments during virtual Conference and Regular Meetings of the City Council in accordance with Executive Order 107 and the Division of Local Government Services Guidelines” to reflect current Council Vice President’s email.

*298-2020  A resolution appointing Council Member Tency A. Eason as the liaison to the 2nd River Joint Meeting on behalf of the City of Orange Township.

Motion to adopt Consent Agenda by Councilwoman Wooten, second by Councilman Montague.

Roll Call:
Ayes:  Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley

Nays:  None

Abstain:  None

Absent:  None

Motion passed.

The following resolutions were removed from the Consent Agenda for a separate vote:

Township and MIA restoration dba PuroClean of Morristown, NJ, 9 Montgomery Road, Livingston, New Jersey 07039 for decontamination services of EMS and ALS trucks, passenger vehicles, equipment and supplies in response to the COVID-19 pandemic in an amount not to exceed $50,000.00" seeking additional funds in the amount of $200,000.00 making a new amount not to exceed of $250,000.00" seeking additional funds in the amount of $100,000.00 making a new amount not to exceed of $350,000.00" seeking additional funds in the amount of $43,187.70 making a new amount not to exceed of $393,187.70.

Motion to adopt by Councilwoman Wooten, second by Councilman Johnson, Jr.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Wooten and Council President Coley
Nays: Summers-Johnson
Abstain: None
Absent: None

Motion passed.

*293-2020 A resolution approving the bill list for council meeting vote on July 8, 2020 dated July 1, 2020 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: $30,344,669.85)

Motion to adopt by Councilman Johnson, Jr., second by Councilwoman Wooten.

Roll Call:
Ayes: Eason, Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: Johnson, Jr.
Abstain: None
Absent: None

Motion passed.

*295-2020 A resolution designating Main Street beginning at Day Street and ending at Park Street as Black Lives Matter Plaza – In Honorarium. (Sponsored by Council Member-at-Large Adrienne Wooten and South Ward Council Member Jamie Summers-Johnson)

Motion to postpone to the August 5, 2020 Council Meeting by Councilwoman Summers-Johnson, second by Councilwoman Wooten.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: None
Abstain: None
Absent: None
Motion passed.

*296-2020 A resolution authorizing a contract for Federal Government Consulting Services to Mercury Public Affairs, LLC, 200 Varick Street, Suite 600, New York, New York 10014 for one (1) year commencing July 1, 2020 through December 31, 2020 in the amount not to exceed $65,000.00. (Amended)

Motion to adopt as amended by Councilwoman Wooten, second by Council Vice President Eason.

Roll Call:
Ayes: Eason, Montague, III, Ross, Summers-Johnson, Wooten and Council President Coley
Nays: Johnson, Jr.
Abstain: None
Absent: None
Motion passed.

NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

Deputy City Clerk read into the record the following walk-on resolution:

299-2020(WO) A resolution authorizing the services of David C. Stanziale, LLC., to represent City of Orange Township in the matter, Alice Lang v. M&N 300 LLC, et al., Docket no. ESX-L-5170, in an amount not to exceed $30,000.00 for Calendar Year 2020.

Motion to walk on Resolution 299-2020(WO) by Councilman Ross, second by Councilman Montague, III.

The Deputy City Clerk inquired if there were any residents wishing to comment. City Attorney Montilus addressed a chat comment and advised that certain aspects of the case required outside counsel. Furthermore, Business Administrator Hartwyk advised that the City is self-insured and the case value was worth over $7 million dollars.

Motion to close citizen comments by Councilman Johnson, Jr., second by Councilman Ross.

Motion to adopt by Councilman Johnson, Jr., second by Council Vice President Eason.

Roll Call:
Ayes: Eason, Johnson, Jr., Montague, III, Ross, Wooten and Council President Coley
Nays: Summers-Johnson
Abstain: None
Absent: None
Motion passed.
OTHER PENDING BUSINESS

Council Vice President Eason read into the record a letter received from an Orange resident thanking the Orange Police Department for their presence and respectfully requesting that the Municipal Council address the illegal fireworks and consider amending the Noise Ordinance.

Motion to adjourn by Council President Coley, second by Councilman Johnson, Jr. The motion was approved by unanimous vote.

Meeting adjourned at 9:38 p.m.

The next City Council Conference and Regular Meeting will be held on Wednesday, August 5, 2020 virtually at 7:00 p.m.

APPROVED:

Joyce L. Lanier
City Clerk

Kerry J. Coley
Council President