

**FINANCE COMMITTEE MINUTES
OCTOBER 6, 2020**

Meeting began: 5:31 PM

Attendees: Council Vice President Tency A. Eason (TE), Council Member Weldon M. Montague III (WM), Council Member Clifford R. Ross, (CR), Christopher Hartwyk (CH) Business Administrator, Adrian Mapp (AM) Finance Director; Nile Clements, (NC) Chief Finance Officer; Joyce L. Lanier, (JL) City Clerk; Vaughn Parchment, (VP) Assistant Attorney, Tamara Robinson, (TR) Clerks Office, Carol Perkins (CP) Citizen Representative, Tom Boran (TB) Citizen Representative, Charles Pryor II (CP II) Citizen Representative

ORDINANCES-SECOND READING/PUBLIC HEARING

- 30-2020 Amending and supplementing Chapter 72 entitled “Commercial Hours of Operation _ Main Street” – TE is recommending to vote down, so that it can be reviewed and worked on with Planning Committee**
- 32-2020 Amending Chapter 200 entitled “Vehicles and Traffic” Residential Permit (Parkinson Terrace) (Amended) – Move forward**
- 33-2020 Amending Chapter 200 to repeal Ordinance 18-2016 Handicapped Parking Spaces. (51 Hampton Terrace) – Move forward**
- 34-2020 Amending Chapter 200 to repeal Ordinance 18-2018 Handicapped Parking Spaces. (39 Hampton Terrace) – Move forward**
- 35-2020 Amending Chapter 200 to repeal Ordinance 2-2014 Handicapped Parking Spaces. (49 Hampton Terrace) – Move forward**
- 36-2020 Amending Chapter 4 to establish and enact Closed Caption Procedures for Council Meetings – Move forward**
- 37-2020 Amending Chapter 200 “Vehicles and Traffic” Residential Permit Parking (Elm Street) – Move forward**
- 38-2020 Amending Chapter 200 “Vehicles and Traffic” Handicapped Parking Spaces (764 Scotland Road) – Move forward**
- 39-2020 Amending Chapter 26 by establishing the position of Chief of Police (Amended) – Move forward**
- 40-2020 Authorizing the acquisition of Block 2804, Lot 8 (67 South Center Street) from the NJ Department of Transportation – Move forward**
- 41-2020 Amending Chapter 200 “Vehicles and Traffic” Handicapped Parking Spaces (263 Mount Vernon Avenue) – Move forward**
- 42-2020 Amending Chapter 18 “Deputy Chiefs” to establish Fire Chief Duties – Move forward**
- 43-2020 Amending Ordinance 21-2017 – Move forward**

- 44-2020 Amending Chapter 71-12.1 Fence Materials; Prohibitions, to further prohibit barbed wire – Move forward**

ORDINANCES-INTRODUCTION/FIRST READING:

- 47-2020 Amending and supplementing Chapter 88 “Fees” Department of Planning and Development and Zoning Information Request Fees – CH confirmed that old fee of \$25.00 did not cover time needed to process zoning application; increase to \$100.00. CR asked how much other towns charge; CH confirmed some charge as far as \$250.00. TB asked about how many applications are processed in a year. CH confirmed that it is more than 1,000. Move forward.**
- 48-2020 Repealing Chapter 210, “Development Regulations” – CH explained in order to create new Zoning ordinance, the old one has to be repealed. Move forward.**
- 49-2020 Amending Chapter 4 in include provisions governing remote public meetings during declared periods of emergency. – TE suggested that this be voted down as this amendment needed to be a resolution, in which Resolution 403-2020 resolves.**

RESOLUTIONS

- *386-2020 Amending Resolution 21-2020(WO) seeking to authorize additional attorney fees – CH confirmed that this resolution is for the Legislative Research Officer’s contract salary. TB asked reason for increase. JL confirmed that the Officer attends all meetings and provides additional research, causing uptick in amount of work performed. Move forward.**
- *387-2020 Authorizing a refund of sewer payments made on 13 Lafayette Street for \$5,019.60 – Move forward**
- *388-2020 Authorizing a refund for overpayment of water/sewer charge for 205 South Jefferson Street for \$21,610.63 – Move forward**
- *389-2020 Authorizing the purchase of mini bus for the Department of Community Services – CH confirmed that bus is handicapped accessible. CH also confirmed that these vehicles are not covered by the Fleet Management Program. CR asked for list of grants that the City has applied for. JL confirmed that monthly list was included in prior agenda package but will resend to all Members. Move forward**
- *390-2020 Directing Ordinance 40-2020 take effect immediately – Move forward.**
- *391-2020 Amending Resolution 283-2020 seeking to extend contract with ABC Emergency Rental – Move forward**
- *392-2020 Rejecting bid for Public Works Yard Facility and Site Improvements – TE asked if this will be re-bid; CH confirmed that it will. Received bids were too high and City believes it can get better pricing by re-bidding. Move forward**
- *393-2020 Authorizing the award of contract with Bright View Engineering LLC to provide parking study – CH confirmed that parking issues in City and in upcoming projects. Rewrite of parking regulations by zone is needed. TE confirmed that this is sorely needed in the City. Move forward**

- *394-2020** Authorizing refund of funds in escrow account for City off duty police – Move forward
- *395-2020** Authorizing the services of David C. Stanziale, LLC to represent Chris Hartwyk –CH confirmed that there an issue with a former police officer that caused disciplinary action and a federal investigation against the employee. After speaking with the employee and resolving the matter, the employee’s attorney advised that because Mr. Hartwyk has a law degree, he was unauthorized to speak with employee regarding the matter, causing an ethics complaint against Mr. Hartwyk. Since this was within his job scope and not in a representative manner, Stanziale, LLC will represent him. TB asked if ruling is in Mr. Hartwyk’s favor, can the City be reimbursed the attorney fees. CH confirmed that if he gets a favorable ruling, a deformation suit and action to recover costs will follow. Move forward
- *396-2020** Authorizing the agreement between the City and the RPM Entities – CH explained that this is a settlement agreement with City and RPM for unpaid land taxes. Move forward
- *397-2020** Authorizing the contract with Bright View Engineering LLC to provide engineering design services for Main Street Streetscape & Traffic Control Project – CP II asked about the rules of Non-fair & Open vs. Fair & Open. AP explained how RFQs work; once list is comprised, anyone can be chosen from list, not based on price. The Non-fair process does not have to go out for RFQ or RFP, but certain forms have to be completed.
- *398-2020** Stating that the City supports Bills ACR 145 and SR 96– Move forward
- *399-2020** Celebrating the life of Nena Carolyn Hamm – Move forward
- *400-2020** Recognizing October 10, 2020 as World Mental Health Day – Move forward
- *401-2020** Authorizing request for legal counsel to investigate and advise City on potential legal claims against Jeffery Feld – VP explained that Mr. Feld has a number of lawsuits. Due to amount, seeking special counsel to investigate possible action the City can take against him. JL asked AM why resolution was needed to authorize RFQ. AM explained resolution is needed to establish list of counsel once responses received. TB asked how many lawsuits Mr. Feld has against the City. CH confirmed it is over 20. JL asked about possible conflict of interest since she reports to the Council and is also in litigation with Mr. Feld, not being represented by City Attorney. CH confirmed that it should not impact her case. JL will have off-line conversation with Law. CR asked since Mr. Feld is not a resident nor business owner in Orange anymore, can the City handle him differently. VP confirmed that anyone can ask questions or request OPRAs. More legal research will be needed to confirm if additional action can be taken to protect the City against his claims.
- *402-2020** Conforming the re-appointment of Cassandra A. Corbett as Judge for three-year term– Move forward
- *403-2020** Rescinding Resolutions 180-2020(WO) and 297-2020 and adopting a policy in accordance with the LFN 2020-21– Move forward
- *404-2020** Authorizing amnesty to waive interest for property taxes, water and sewer charges from October 6, 2020 through November 6, 2020 – Move forward

- *405-2020** **Approving the bill list (Grand Total: \$5,533,427.22)** – CP II advises that we should be mindful of overtime and find ways to reduce it. Move forward.
- *406-2020** **Confirming re-appointment of Rashida N. Hasan as Judge for three-year term**– Move forward
- *407-2020** **Awarding contract for cloud hosting servers, backup maintenance, management and technical support to Sysnet Solution for two years**– Move forward
- *408-2020** **Appointing Murphy Wilson as Citizen Member of Policy and Planning Committee** – Move forward
- *409-2020** **Designating B&O Urban Renewal, LLC as redeveloper for properties included in the Transit Village District East portion of the Central Orange Redevelopment projects**– Move forward
- *410-2020** **Appointing Christopher Jackson as commissioner member of the Housing Authority for 3 years and 1 month** – Move forward
- *411-2020(WO)** – **Approving payment to Monmouth-Ocean Hospital Service Corporation** – Move forward

Adjournment Time: 6:44 PM