

MUNICIPAL COUNCIL AGENDA - Amended

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON TUESDAY, JANUARY 17, 2023 FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

	PRESENT	ABSENT
Hon. Kerry J. Coley (East-Ward)	_____	_____
Hon. Quantavia L. Hilbert (West-Ward)	_____	_____
Hon. Weldon M. Montague, III (At-Large)	_____	_____
Hon. Clifford R. Ross, Council Vice President (At-Large)	_____	_____
Hon. Jamie B. Summers-Johnson (South-Ward)	_____	_____
Hon. Adrienne Wooten (At-Large)	_____	_____
Hon. Tency A. Eason, Council President (North-Ward)	_____	_____

ALSO PRESENT

Joyce L. Lanier, City Clerk	_____	_____
Chris M. Hartwyk, Business Administrator	_____	_____
Laquana Best, Planning Director	_____	_____
Derrick Brown, Fire Chief	_____	_____
Nile Clements, Chief Financial Officer	_____	_____
Vincent DeFilippo, Health Officer	_____	_____
Paula Ferreira, Tax Collector	_____	_____
Adrian Mapp, Finance Director	_____	_____
Marty Mayes, Public Works Director	_____	_____
Gracia R. Montilus, City Attorney	_____	_____
Chris Murray, Tax Assessor	_____	_____
Wendy Sykes, Director of Community Services	_____	_____
Marlin G. Townes, Legislative Research Officer	_____	_____
Vincent Vitiello, Police Chief	_____	_____
Margaret Homere, City Clerk's Office	_____	_____
Tamara Robinson, Deputy City Clerk	_____	_____
Trisha Scipio, City Clerk's Office	_____	_____
Gabrielle Sims-Shelton, City Clerk's Office	_____	_____

3) The requirements 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 July 13, 2022, posted on the Bulletin Board in City Hall and on the Council's website (www.orangetwpnjcc.org), the City's website (www.ci.orange.nj.us) and filed in the Office of the City Clerk.

4) APPROVAL OF MEETING MINUTES:

- **October 18, 2022 Conference Meeting Minutes**
Councilmembers Summers-Johnson & Wooten were absent and should abstain.
 Motion to adopt: _____ Second: _____

- **October 18, 2022 Regular Meeting Minutes**
Councilmember Summers-Johnson was absent & should abstain
 Motion to adopt: _____ Second: _____

- **November 1, 2022 Conference & Regular Meeting Minutes**
 Motion to adopt: _____ Second: _____

- January 3, 2023 Conference & Regular Meeting Minutes

Motion to adopt:

Second:

5) **REPORTS: DEPARTMENT MONTHLY REVENUE COLLECTION:** None.

CONSTABLE REPORTS: None.

OPRA REPORTS: December 2022 – 58 OPRA requests received, 45 completed and 13 remaining.

COUNCIL REPORTS:

Council President directs Clerk to file reports.

6) **COMMUNICATIONS AND PETITIONS:** None.

7) **CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS**

“SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall be allowed to participate in this portion of the Council Meeting via the audio call in number and video conferencing platform by stating their name and address when directed to do so by the Council President. All public comments submitted though electronic mail or written letter before the meeting shall be read aloud by the City Clerk. The City Council reserves the right to respond to not respond during the meeting to any citizen’s questions or comments. If the Council wishes to address any comments, it shall be done during the remote public meeting.

Motion to Close Citizen Comments:

Second:

8) **COUNCIL COMMENTS**

9) **ORDINANCES – SECOND READING/PUBLIC HEARING**

24-2021 An ordinance to amend the City Code of the City of Orange Township Chapter 4 entitled “Administration of Government”, Article II entitled “City Council”, Section 15 entitled “City Clerk”. (Sponsored by Council Member Coley)
(Postponed since the 06/01/2021 Council Meeting)

a) Motion for Final adoption:

Second:

10) **ORDINANCES – INTRODUCTION/FIRST READING**

61-2022 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. (352 Mechanic Street)
(Postponed at the 11/01/2022 Council Meeting)

a) Motion to adopt on First Reading:

Second:

b) Final Reading: February 7, 2023

66-2022 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, to amend and supplement Chapter 200 of the Code of the City of Orange Township entitled “Vehicles and Traffic”. (Amended) (Sponsored by Councilmember Eason)
(Postponed at the 12/20/2022 Council Meeting)

- a) Motion to adopt on First Reading: Second:
 b) Final Reading: February 7, 2023

1-2023 An ordinance to amend and supplement the Code of the City of Orange Township Chapter 200, entitled "Vehicles and Traffic" to update handicapped parking regulations. (Sponsored by Councilmember Eason)

- a) Motion to adopt on First Reading: Second:
 b) Final Reading: February 7, 2023

2-2023 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. (86 Ward Street)

- a) Motion to adopt on First Reading: Second:
 b) Final Reading: February 7, 2023

11) 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.

RESOLUTIONS NO * 16-2023 THROUGH *49-2023

- *16-2023** A resolution awarding professional services contract to O'Toole Scrivo, LLC to provide legislative research officer services from January 1, 2023 through December 31, 2023 in an amount not to exceed \$50,000.00.
- *17-2023** 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 2023 in an amount not to exceed \$17,000.00.
- *18-2023** A resolution awarding a professional services contract with the law firm of Stevens & Lee, P.C. to serve as special litigation counsel to represent the Municipal Council of the City of Orange Township in the matter captioned, City of Orange Township and Dwayne D. Warren v. Municipal Council of the City of Orange Township, Docket No. ESX-L-005312-21 for the Calendar Year 2023 in amount not to exceed \$20,000.00.
- *19-2023** 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 an amount not to exceed \$25,000.00 from January 1, 2023 to December 31, 2023 under the Dell State Contract NJ 20-TELE-01510 (T3121) Tier 3.
- *20-2023** A resolution of the Municipal Council of the City of Orange Township amending Resolution No. 276-2022 to authorize additional funds to Szaferman Lakind, P.C. for legal counseling to the Orange Historic Preservation Commission of the City of Orange Township in the amount of \$3,564.00 for a total amount not to exceed \$8,564.00.
- *21-2023** A resolution authorizing the award of a professional service contract to Szaferman Lakind, P.C. to provide legal counseling to the Orange Historic Preservation Commission

- of the City of Orange Township in matters as they relate to the Historic Preservation Commission in an amount not to exceed \$7,500.00 for the calendar year 2023.
- *22-2023** A resolution recognizing February 2023 as Teen Dating Violence Awareness Month in the City of Orange Township. (Sponsored by Councilmember Wooten)
 - *23-2023** A resolution recognizing February 2023 as National Heart Month in the City of Orange Township. (Sponsored by Councilmember Wooten)
 - *24-2023** A resolution honoring and celebrating the life of the late Mrs. Irene Moore. (Sponsored by the Orange Municipal Council)
 - *25-2025** A resolution recognizing February 2023 as National Black History Month in the City of Orange Township. (Sponsored by Councilmember Wooten)
 - *26-2023** A resolution authorizing the award of a contract to Filebank, Inc., 23 Thornton Road, Oakland, N.J. 07436 for records management services regarding files archived in the Office of the City Clerk of the City of Orange Township, in an amount not to exceed \$15,000.00 under Keystone Purchasing Network Contract #Kpn-201701-01 for the Calendar Year 2023.
 - *27-2023** A resolution authorizing an agreement for professional services with Joseph A. Garcia, Esq. of Cleary Jacobbe Alfieri Jacobs, LLC for legal services from January 1, 2023 to December 31, 2023 at a rate of \$150.00 per hour not to exceed \$20,000.00.
 - *28-2023** A resolution authorizing the award of a professional services contract to Gail Mitchell, Esq. of Schwartz, Barkin and Mitchell LLC to provide legal services to the Orange Municipal Zoning Board of Adjustment of the City of Orange Township in matters relating to zoning and land use in an amount not to exceed \$7,500.00 for the calendar year 2023.
 - *29-2023** A resolution for emergency temporary appropriations #2 to the calendar year 2023 budget.
 - *30-2023** A resolution for the transfer of appropriation reserves.
 - *31-2023** A resolution authorizing a refund of two hundred and thirty dollars paid by Kelly E. Yates, One Prince Road, Whippany, NJ 07981 for a credit card online payment made in error to the Building Department.
 - *32-2023** A resolution authorizing a refund of two hundred and fifty one dollars paid by Brent S. Engle, 174 Heywood Avenue, Orange, NJ 07050 for a credit card payment made in error to the Building Department.
 - *33-2023** A resolution authorizing Lewis Consulting Group, Inc., 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719 to provide professional Preliminary Assessment Report (PAR) services for Military Park in an amount not to exceed \$3,500.00.
 - *34-2023** A resolution authorizing a contract to Barnwell House of Tires, Inc., to purchase various models and sizes of tires via catalog discount for automotive, light truck and medium fleet vehicles under the Essex County Co-Op #22-169 commencing January 1, 2023 through October 12, 2023 in an amount not to exceed \$45,000.00.
 - *35-2023** A resolution authorizing a contract for the purchase of motor fuel (regular unleaded gas) for the City of Orange city owned vehicles and equipment through the Morris County Co-Operative Pricing Council, Contract #1 from Petroleum Traders Corporation, P.O. Box 2357, Fort Wayne,

- Indiana 46810-2357 commencing January 1, 2023 through December 31, 2023 in the amount not to exceed \$300,000.00.
- *36-2023 A resolution authorizing a contract for the purchase of #2 ultra-low sulfur diesel fuel for the City of Orange city owned vehicles and equipment through the Morris County Co-Operative Pricing Council Contract #12 from Griffith-Allied Trucking, LLC, DBA Allied Oil, 25 Old Camplain Road, Hillsborough, New Jersey 08844 commencing January 1, 2023 through December 31, 2023 in the amount not to exceed \$200,000.00.
- *37-2023 A resolution authorizing a contract with Magic Touch Construction, Co., Inc., 59 West Front Street, Keyport, New Jersey 07735 to provide emergency plumbing services on an “as needed” basis to all city owned properties under the ESCNJ Co-Op #20/21-18 commencing January 1, 2023 through June 30, 2023 in an amount not to exceed \$50,000.00.
- *38-2023 A resolution renewing a professional service agreement with David C. Stanziale, LLC as special counsel to represent the City of Orange Township in the matter, “Steven Campione and Amy Campione v. City of Orange, Municipal Corporation of the State of New Jersey”, Docket No. ESX-L-6795-18 in an amount not to exceed \$25,000.00 for Calendar Year 2023.
- *39-2023 A resolution retaining Antonelli, Kantor & Rivera, LLC as special counsel with regard to various legal matters and litigation regarding the City of Orange Township in an amount not to exceed \$75,000.00 for Calendar Year 2023.
- *40-2023 A resolution renewing a professional service agreement with David C. Stanziale, LLC, as special counsel to represent the City of Orange Township in the matter “Tyshammie L. Cooper v. City of Orange Township, Mayor Dwayne D. Warren, et al.”, Docket No. ESX-L-006733-21 in an amount not to exceed \$20,000.00 for Calendar Year 2023.
- *41-2023 A resolution renewing a professional service agreement with Lamb Kretzer, LLC as special counsel with regard to various legal matters and litigation involving Judith Feld, Jeffrey S. Feld, The Four Felds, etc. in an amount not to exceed \$2,500.00 for Calendar Year 2023.
- *42-2023 A resolution authorizing settlement in the matter of Christian Obikwelu v. City of Orange Police Department, Police Officer #1, in his individual capacity, Police Officer #2, in his individual capacity, John Does #1-10 And XYZ Corporations #1-10, Docket No. ESX-L-000777-22, in the amount of twenty thousand dollars (\$20,000.00).
- *43-2023 A resolution authorizing the services of the Law Offices of Marco Distefano, Esq., LLC, as an alternate Municipal Court Prosecutor on an as needed basis for the Calendar Year 2023 in an amount not to exceed \$2,500.00.
- * 44-2023 A resolution authorizing the award of a contract to Occupational Health Centers of New Jersey, P.A. D/B/A Concentra Medical Centers, 375 McCarter Highway, Newark, New Jersey 07114-2562 to administer and provide employment medical examinations for the period of January 1, 2023 to December 31, 2023 in an amount not to exceed \$70,000.00.
- *45-2023 A resolution authorizing a professional services agreement with Mott Macdonald, 111 Wood Avenue South, Iselin, New Jersey 08830 to provide professional engineering services to support the new developments and design of the water, sewer, and storm systems commencing January 1, 2023 through December 31, 2023 paid from escrows funded exclusively by applicant deposits.

***46-2023** A resolution renewing a professional services agreement with the law firm of Critchley, Kinum & Denoia, LLC in connection with matters pertaining to governmental inquires and investigations regarding the City of Orange Township and its employees in an amount not to exceed fifteen thousand dollars (\$15,000.00) for Calendar Year 2023.

***47-2023** A resolution authorizing the Tax Collector to refund the losing bidders deposits from the December 22, 2022 tax sale in the total amount of \$349,963.56.

***48-2023** A resolution approving the bill list for Council meeting vote on January 17, 2023, dated January 11, 2023 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$4,284,733.63).

***49-2023** A resolution celebrating the life of Councilman Donald Page.
(Sponsored by the Orange Municipal Council)

MOTION TO ADOPT CONSENT AGENDA:

Second:

12) POSTPONED RESOLUTIONS None.

13) NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

14) OTHER PENDING BUSINESS

MOTION TO ADJOURN:

Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Conference and Regular Meeting will be held on Tuesday, February 7, 2023 virtually at 7:00 p.m.