

## MINUTES CITY COUNCIL

CITY OF ORANGE TOWNSHIP

NEW JERSEY

**THIS IS A CONFERENCE MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING TUESDAY, MARCH 7, 2023 AT 7:01P.M.**

### Roll Call:

**Present:** Councilmember Kerry J. Coley, East Ward  
Councilmember Quantavia L. Hilbert, West Ward (*Arrived at 7:23pm*)  
Councilmember Weldon M. Montague, III, At-Large  
Council Vice President Clifford R. Ross, At-Large  
Councilmember Jamie B. Summers-Johnson, South Ward  
Councilmember Adrienne Wooten, At-Large (*Arrived at 7:11pm*)  
Council President Tency A. Eason, 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  
Marty Mayes, Public Works Director  
Aaron Mizrahi, Esq., Deputy City Attorney  
Gracia R. Montilus, Esq., City Attorney  
Wendy M. Sykes, Director of Community Services  
Marlin G. Townes, Legislative Research Officer  
Vincent Vitiello, Police Chief  
Tamara Robinson, Deputy City Clerk  
Margarette Homere, City Clerk's Office  
Trisha Scipio, City Clerk's Office  
Gabrielle Sims-Shelton, City Clerk's Office  
Tim Walker, County Liaison

**Absent:** Adrian Mapp, Finance Director  
Chris Murray, Tax Assessor  
Avram White, Esq., Deputy City Attorney

The Deputy City Clerk announced a Moment of Silence. Council President asked for prayers for the family who lost the young man a student of Campus High School and a resident of Orange.

The City Clerk announced a "SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall email their statements or questions to [citizencomments@orangenj.gov](mailto:citizencomments@orangenj.gov) no later than 7:00 p.m. the day prior to the scheduled public meeting. The City Council reserves the right to respond or not respond during the meeting to any citizen's submission."

The City Clerk announced 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, the Council's Website ([www.orangetwpnjcc.org](http://www.orangetwpnjcc.org)), the City's Website ([www.orangenj.gov](http://www.orangenj.gov)) and filed in the Office of the City Clerk.

**MATTERS FOR DISCUSSION**

**COVID Update**

Health Officer Vincent DeFilippo stated that Essex County’s numbers are low, southern parts of New Jersey is moderate. The Omicron BA5 and the BA2 accounts for 13-14% of Covid cases and the Delta Variant 16172 accounts for 26%. Last week there were 236,000 new cases in the United States and 800 in New Jersey. As of today there are 487 cases and 8 deaths. Today there were 500 positive cases which is 56% lower than last month. In the state of New Jersey there are about 800 people being hospitalized, 113 ICU cases, and 33 people on a ventilator. Council Vice President Clifford R. Ross inquired about the Health Department’s new hires which are paid by a grant for another year and a half. They have hired a RN, Nurse Supervisor, Health Educator, and a Registered Environmental Health Specialist. The City is covering for East Orange as they are going through issues with grants, they picked up over a million dollars in grants and we picked up about \$300,000 in grants. Council President Tency A. Eason asked the Health Director to introduce the new hires at the next Conference Meeting.

**Executive (Closed) Session**

112A-2023 A resolution to hold an executive (closed) session.

Purpose: The purpose of this meeting is to discuss legal matters. No action will be taken.

A motion to adopt Resolution 112A-2023 was made by Council Vice President Clifford R. Ross and seconded by Councilmember Kerry J. Coley.

**Roll Call:**

**Yeas:** Hon. Kerry J. Coley, Hon. Weldon M. Montague, III, Hon. Clifford R. Ross,  
Hon. Jamie B. Summers-Johnson and Hon. Tency A. Eason

**Nays:** None

**Abstain:** None

**Absent:** Hon. Quantavia L. Hilbert and Hon. Adrienne Wooten

**Motion Adopted**

A motion to enter into Executive (Closed) Session was made by Council Vice President Clifford R. Ross and seconded by Councilmember Kerry J. Coley

**Roll Call:**

**Yeas:** Hon. Kerry J. Coley, Hon. Weldon M. Montague, III, Hon. Clifford R. Ross,  
Hon. Jamie B. Summers-Johnson and Hon. Tency A. Eason

**Nays:** None

**Abstain:** None

**Absent:** Hon. Quantavia L. Hilbert and Hon. Adrienne Wooten

**Motion Adopted**

The Council entered into Entered into Executive (Closed) Session at 7:11pm.

A motion to close Executive Session was made by Council President Tency A. Eason and seconded by Council Vice President Clifford R. Ross

**Motion Adopted**

Executive Session ended at 7:45pm

The resolutions and ordinances to be presented at tonight’s meeting are listed on the attached Regular Meeting Agenda. If any Council Member wishes to discuss any resolution or ordinance, it may be discussed at this time.

**ORDINANCES – SECOND READING/PUBLIC HEARING**

24-2021 An ordinance to amend the City Code of the City of the 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 6/01/2021 Council Meeting)*

*Remaining postponed*

4-2023 An ordinance amending Chapter 142, entitled Parking Lots, 142-3 Metered Parking; Permit Parking; Free Parking; Designated Parking, (3) Exceptions. (Sponsored by Council Member Wooten)

5-2023 An ordinance of the Municipal Council of the City of Orange Township, County of Essex, State of New Jersey, approving and authorizing a 30-year tax exemption and authorizing the execution of a financial agreement between the City and PEEK Cleveland I Owner Urban Renewal, LLC.

*This Ordinance is on First Reading. It was originally presented at 30 year and being amended to a 15 year.*

**ORDINANCES – INTRODUCTION/FIRST READING**

6-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, to amend Ordinance Number 5-2022 and state the correct park to be refurbished.

**RESOLUTIONS NO \* 113-2023 THROUGH \*133-2023**

\*113-2023 A resolution authorizing the City of Orange Township to accept a sub grant award of the federal fiscal year 2022 of emergency management performance grant and emergency management agency assistance.

\*114-2023 A resolution recognizing Emirlene Philemon as a Phenomenal Women during Women’s History Month in the City of Orange Township. (Sponsored by Councilmembers Wooten & Summers-Johnson)

\*115-2023 A resolution recognizing and celebrating National Women’s History Month, and commitment to promoting gender equality, uplifting women’s voices and ensuring that all women have access to the opportunities and resources they need to succeed. (Sponsored by Councilmembers Wooten & Summers-Johnson)

\*116-2023 A resolution authorizing a refund of three hundred dollars paid by Jean Louine for a credit card payment online in error to the Building Department.

\*117-2023 A resolution authorizing a refund of one hundred two dollars paid by Jessica Herrera for a credit card payment online in error to the Building Department.

\*118-2023 A resolution authorizing the Tax Collector to refund Efrain Calderon for overpayment of water/sewer made on Block 3702, Lot 22 also known as 213 South Essex Avenue in the amount of \$1,885.04.

\*119-2023 A resolution for the transfer of appropriation reserves #4.

\*120-2023 A resolution re-appropriating \$15,000 in excess bond proceeds from Section 3(k) to Section 3(e) of Bond Ordinance Number 52-2019 finally adopted November 18, 2019, by and for the City of Orange Township, in the County of Essex, State of New Jersey.

\*121-2023 A resolution of the City of Orange Township, in the County of Essex, State of New Jersey authorizing city officials to undertake certain actions in connection with the issuance and sale of (a) \$9,406,000 bond anticipation notes, Series 2023A (tax-exempt) and (b) \$4,680,000 special emergency notes, Series 2023B (federally taxable).

*The City seeking to authorize the sales and issuance of bond anticipation notes, two sets of notes some are tax exempt. We bonded out 2.3% and the ceiling is 3.5%. We will stay under the 3.5%*

\*122-2023 A resolution of the Municipal Council of the City of Orange Township authorizing a release of a performance bond totaling \$51,689.13, provided by 164 Main LLC in connection with construction of a convenience store and fuel filling station at Block 2903, Lot 1, commonly known as 164 South Main Street, Orange, New Jersey.

*This Resolution will be voted down.*

\*123-2023 A resolution authorizing Remington & Vernick Engineers, 2059 Springdale Road, Cherry Hill, New Jersey 08003 to provide professional engineering services Phases I – III for the CDBG’22 Laurel Street Roadway Improvements (between Scotland Road to Lincoln Avenue) in an amount not to exceed \$19,780.00.

\*124-2023 A resolution authorizing the award of a non-fair and open contract with Arterial, LLC, 507 Bloomfield Avenue, 2<sup>nd</sup> Floor, Montclair, New Jersey 07042 to provide architectural services (Task 1 & Task 2) for the Main Street Streetscape Project in the amount not to exceed \$103,080.00.

*A second shot at the Main Street Project with a new contractor. This is a landscaping architectural firm.*

\*125-2023 A resolution for firearm training for the City of Orange Township Police Department from Essex County Police Academy, 250 Grove Avenue, Cedar Grove, New Jersey 07009 commencing on January 1, 2023 through December 31, 2023 in the amount exceed \$12,000.00.

\*126-2023 A resolution awarding a contract to Weatherproofing Technologies, Inc., 3735 Green Road, Beachwood, Ohio 44122, through the Educational Services Commission of New Jersey Co-Op for the repair of the roof of the Orange Public Library.

*There is currently \$566,000 in the Open Space Recreation Historic Preservation account. \$234,000 will be used and has already been encumbered.*

\*127-2023 A resolution awarding a contract to Carrier Global Corporation, 5900-H Northwoods Bus Parkway, Charlotte, North Carolina 28269, through the Sourcewell for the repair of the HVAC system of the Orange Public Library.

*The certification of funds is amended to \$66,000.*

\*128-2023 A resolution authorizing the acceptance of a grant award from the State of New Jersey for the Urban Enterprise Zone for \$624,607 for 2022 and \$1,254,273 for 2023.

*There will be an application detailing the project details and how the funds are distributed.*

\*129-2023 A resolution authorizing an addendum to Resolution #209-2022 to increase the contract amount for parking meter parts, materials, supplies and parking management services with IPS Group, 7737 Kenamar Court, San Diego, California 92121 in an amount not to exceed \$12,107.60.

\*130-2023 A resolution approving the bill list for council meeting vote on March 7, 2023 dated March 1, 2023 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$4,864,603.36)

\*131-2023 A resolution authorizing a professional services contract with Lerch, Vinci & Bliss, LLP, located at 17-17 Route 208, Fairlawn, New Jersey 07410 for assistance with preparation of the annual budget commencing on January 1, 2023 through December 31, 2023 in an amount not to exceed \$60,000.00.

\*132-2023 A resolution authorizing the City of Orange Township (“Owner”) to enter into a one-year extension agreement with Veolia Water Contract Operations USA, Inc. formally known as SUEZ Water Environmental Services Inc. (“Company, and together with Owner, the “Parties”) to provide continuing operation and maintenance of the water supply, transmission and distribution system, wastewater collection system, storm water system, and customer service, billing and collection system commencing March 1, 2023 through February 29, 2024 in an amount not to exceed \$3,400,000 with an option for an additional two, one year extensions.

*This Resolution is being returned to Administration.*

\*133-2023 A resolution for the emergency temporary appropriations #5 to the Calendar Year 2023 Budget.



**POSTPONED RESOLUTIONS**


- 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.
- 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.

*These Resolutions will remain postponed until the March 21, 2023 Meeting which will be amended..*

A motion to adjourn the meeting was made by Council Vice President Clifford R. Ross and seconded by Councilmember Weldon M. Montague, III.

The meeting was adjourned at 8:01pm.

Approved: March 21, 2023

  
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 Joyce L. Lanier  
 City Clerk

  
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 Tency A. Eason  
 Council President