

MUNICIPAL COUNCIL AGENDA

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON WEDNESDAY, JULY 5, 2023 FOLLOWING THE CONFERENCE MEETING.

<u>1) ROLL CALL</u>	PRESENT	ABSENT
Hon. Kerry J. Coley, East Ward Councilman	_____	_____
Hon. Quantavia L. Hilbert, West Ward Councilwoman	_____	_____
Hon. Weldon M. Montague, III, Councilmember-At-Large	_____	_____
Hon. Clifford R. Ross, Councilmember-At-Large	_____	_____
Hon. Jamie B. Summers-Johnson, South Ward Councilwoman	_____	_____
Hon. Adrienne K. Wooten, Councilmember-At-Large	_____	_____
Hon. Tency A. Eason, North Ward Councilwoman	_____	_____

ALSO PRESENT

Joyce L. Lanier, City Clerk	_____	_____
Tamara Robinson, Deputy 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	_____	_____
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	_____	_____
Margarette Homere, City Clerk’s Office	_____	_____
Trisha Scipio, City Clerk’s Office	_____	_____
Gabrielle Sims-Shelton, City Clerk’s Office	_____	_____

2) SUNSHINE LAW

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 Record-Transcript on June 29, 2023, posted on the Bulletin Board in City Hall and on the Council’s website (www.orangetwpnjcc.org), the City’s website (www.orangenj.gov) and filed in the Office of the City Clerk.

3) APPROVAL OF MEETING MINUTES:

- **June 20, 2023 Conference Meeting Minutes**
Councilmembers Montague, III, Summers-Johnson & Wooten was absent and should abstain

Motion to adopt: _____ **Second:** _____

- **June 20, 2023 Regular Meeting Minutes**
Councilmember Wooten was absent and should abstain

Motion to adopt: _____ **Second:** _____

4) REPORTS: None.

5) CONSTABLE REPORTS: None.

6) **OPRA REPORTS:** None.

7) **COUNCIL REPORTS:**
Council President directs Clerk to file reports.

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

9) **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:

10) **COUNCIL COMMENTS**

11) **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". *(Postponed since the June 1, 2021 Council Meeting)*

a) Motion for Final Adoption: Second:

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 15- year tax exemption and authorizing the execution of a financial agreement between the City and PEEK Cleveland I Owner Urban Renewal, LLC. (Amended) *(Postponed since the April 4, 2023 Council Meeting)*

a) Motion for Final Adoption: Second:

15-2023 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. (128 Parrow Street, Apartment 101C)

a) Motion to close Citizen Comments: Second:
b) Motion for Final Adoption: Second:

28-2023 An ordinance to amend and supplement the Code of the City of Orange Township Chapter 4, § 4-17 entitled “Standing Committees Enumerated; Membership” and Chapter 29 entitled “Publicly Owned Street – Honorary or Commemorative Naming or Dedications”.

a) Motion to close Citizen Comments: Second:
b) Motion for Final Adoption: Second:

30-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, amending Chapter 98 of the Municipal Code of the City of Orange Township, entitled “Food Handling Establishments”.

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

31-2023 An ordinance to amend Ordinance #37-94 the Code of the City of Orange Township Chapter 88 entitled “Fees” derived from the code provisions, supplementing Article 1, to amend dog license fees.

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

32-2023 An ordinance to amend and supplement the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” to prohibit the charging and storage of electric scooters and electric bicycles in City owned buildings. (Sponsored by Councilmember Ross)

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

33-2023 An ordinance amending Chapter 150 entitled Peace and Good Order to create and establish Article VII, all-terrain vehicles (ATV) and dirt bikes for public health, safety and welfare. (Sponsored by Councilmembers Wooten & Summers-Johnson)

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

34-2023 An ordinance by the Mayor and Council of the City of Orange Township amending the City of Orange Township Code of Ordinances to repeal Chapter 95; to adopt a new Chapter 95; to adopt flood hazard maps; to designate a Floodplain Administrator; and providing for severability and an effective date.

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

12) ORDINANCES – INTRODUCTION/FIRST READING

29-2023 An ordinance to amend the Code of the City of Orange Township Chapter 4, Article XIV entitled, Administration of Government, Boards, Commissions and Committees to establish 4-63.3 Human Relations Commission. (Postponed since the June 7, 2023 Meeting) (Sponsored by Councilmembers Wooten & Summers-Johnson)

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

35-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, to amend Ordinance Number 6-2022 and state the correct park to be refurbished.

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

36-2072 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. (372 Henry Street)

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

37-2023 An ordinance of the City of Orange Township to approve tax exemption for a twenty-two (22) year period and to authorize the twenty-two (22) year exemption and authorizing the execution of a financial agreement between the City and 356 Washington Urban Renewal, LLC.

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

38-2023 An ordinance of the Municipal Council of the City of Orange Township to approve a tax exemption for a twenty-five (25) year period and to authorize the twenty-five (25) year exemption and authorizing the execution of a financial agreement for payments in lieu of taxes between the City and Peek Cleveland I Owner Urban Renewal, LLC.

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

39-2023 A bond ordinance providing for the acquisition of various properties pursuant to a redevelopment plan, by and in the City of Orange Township, in the County of Essex, State of New Jersey; appropriating \$1,500,000 therefor and authorizing the issuance of \$1,500,000 in bonds or notes of the city to finance the cost thereof.

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: August 2, 2023**

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 *265-2023 THROUGH *282-2023

***265-2023 A resolution appointing Nile S. Clements as Qualified Purchasing Agent for the City of Orange Township.**

***266-2023 A resolution for emergency temporary appropriations #7 to Calendar Year 2023 Budget.**

***267-2023 A resolution authorizing a refund of seven hundred fifty dollars (\$750.00) paid by Andrew R. Lenard, J. Fletcher Creamer & Son, Inc. 1325 Route 34, Wall, New Jersey 07753 for the credit card online duplicate payment to the Public Works Department.**

***268-2023 A resolution authorizing a contract extension to 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 July 1, 2023 through December 31, 2023 in an amount not to exceed \$50,000.00.

- *269-2023** A resolution authorizing a contract to Jen Electric, Inc., 631 Morris Avenue, Springfield, New Jersey 07081 to provide traffic signal maintenance & repairs through the MCCPC #37 for the period of July 1, 2023 through December 31, 2023 in the amount not to exceed \$30,000.00.
- *270-2023** A resolution of the Municipal Council of the City of Orange Township, Essex County, New Jersey, approving and authorizing execution of a settlement agreement and a purchase and sale agreement between the City of Orange Township and Paul Carter regarding various claims alleged between the parties, as well as the City's acquisition, in lieu of condemnation, of a parcel designated on the City's official tax maps as Block 2805, Lot 5, more commonly known as 59 South Day Street.
- *271-2023** A resolution authorizing inclusion in the Essex County Urban County Community Development Program for Federal Fiscal Years 2024 – 2026 (October 1, 2023 to September 30, 2026).
- *272-2023** A resolution authorizing approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the re-pavement of South Center Street, Valley Street and Parrow Street.
- *273-2023** A resolution authorizing the City of Orange Township to execute a temporary right of entry agreement between the City of Orange Township and Township of Millburn, 375 Millburn Avenue, Millburn, New Jersey 07041.
- *274-2023** A resolution approving and authorizing the execution of a community benefits agreement with 356 Washington Urban Renewal LLC for the redevelopment of this property located at 356 Washington Street and identified on the official tax map of the City as Block 601, Lot 2.
- *275-2023** A resolution SYMREC Orange JV, LLC as the redeveloper for the former site of Orange Hospital identified on the City tax map as Block 3601, Lots 1, 2, 3, 4, 5, 18, 33, 34, 35, 36, 37, 38 and Block 3702, Lots 4, 5 and 6 and approving and authorizing the execution of a redevelopment agreement with SYMREC Orange JV, LLC for the redevelopment of this property.
- *276-2023** A resolution designating Peek Cleveland I Owner Urban Renewal, LLC as the redeveloper for the property located at 66 Cleveland Street (Block 2102, Lot 11), 76 Cleveland Street (Block 2102, Lot 12), 82 Cleveland Street (Block 2102, Lot 13) and 69 North Essex Street (Block 2102, Lot 24) and approving and authorizing the execution of a redevelopment agreement with Peek Cleveland I Owner Urban Renewal, LLC for the redevelopment of this property.
- *277-2023** A resolution approving and authorizing the execution of a community benefits agreement with Peek Cleveland I Owner Urban Renewal, LLC for the redevelopment of the property located at 66 Cleveland Street (Block 2102, Lot 11), 76 Cleveland Street (Block 2102, Lot 12), 82 Cleveland Street (Block 2102, Lot 13) and 69 North Essex Street (Block 2102, Lot 24).

- *278-2023** A resolution designating East Orange/ Orange Record-Transcript, Star Ledger as the official newspapers for the City of Orange Township, New Jersey.
- *279-2023** A resolution approving the Bill List for Council Meeting vote on July 5, 2023, 2023 dated June 28, 2023 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$4,085,836.40)
- *280-2023** A resolution of the City of Orange Township, in the County of Essex, State of New Jersey authorizing the submission of an application to the Local Finance Board requesting approval of a bond ordinance providing for the acquisition of various properties pursuant to a redevelopment plan and authorizing the issuance of not to exceed \$1,500,000 bonds pursuant to the provisions of N.J.S.A. 40a:3-4.
- *281-2023** A resolution to enter into contract with Metro YMCA of the Oranges to co-facilitate the 2023 City of Orange Swim Program, not to exceed \$25,500.00.
- *282-2023** A resolution amending Resolution #259-2023 to the correct amount from \$131,735 to \$438,660 for the rehabilitation of Well No. 5.

MOTION TO ADOPT CONSENT AGENDA:

Second:

13) POSTPONED RESOLUTIONS

- 160-2023** A resolution designating Oakwood Avenue beginning at Wilson Place and ending at Parrow Street as Anna L. Barlow Way – In Honorarium. (Sponsored by Councilmembers Wooten, Montague, III, Summers-Johnson and the Orange Municipal Council)
- 177-2023** A resolution designating McChesney Street beginning at Scotland Road and ending at Valley Street as Lorraine E. Hawthorne Way – In Honorarium. (Sponsored by Councilmembers Summers-Johnson, Wooten & Montague, III)

14) NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

15) OTHER PENDING BUSINESS

MOTION TO ADJOURN:

Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Conference and Regular Meeting will be held on Wednesday, August 2, 2023 virtually at 7:00 p.m.