

MUNICIPAL COUNCIL AGENDA

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON TUESDAY, FEBRUARY 20, 2024 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 K. Wooten (At-Large)	_____	_____
Hon. Tency A. Eason, Council President (North Ward)	_____	_____

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	_____	_____

3) **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 Star Ledger, and published in the Record-Transcript on July 13, 2023, posted on the Bulletin Board in City Hall, the Council’s website (www.orangetwpnjcc.org), the City’s website (www.orangenj.gov) and filed in the Office of the City Clerk.

4) **APPROVAL OF MEETING MINUTES:** None.

5) **REPORTS:**

DEPARTMENT MONTHLY REVENUE COLLECTION: January 2024

- Health Department \$85,446.80
- Planning Department \$93,242.00

6) **CONSTABLE REPORTS:** None.

7) **OPRA REPORTS:** January 2024 – 65 requests received, 51 completed, 14 remaining.

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

9) COMMUNICATIONS AND PETITIONS:

A virtual public hearing will be held on February 28, 2024 by the New Jersey-American Water Company, Inc. regarding a petition filed with the New Jersey Board of Public Utilities, seeking to change rates for water and sewer service through revisions to the Purchased Water and Purchased Wastewater Treatment Adjustment Clauses. Additional details and instructions for dialing into the meeting are available with the Clerk’s Office or by visiting the New Jersey-American Water Company website: <https://amwater.com/njaw/customer-service-billing/your-water-and-wastewater-rates>.

10) CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

Please be advised that members of the public wishing to orally address the Council on any subject matter shall be permitted to do so during this portion of the meeting by indicating a “raised hand” at this time. When called upon by the Council President, each speaker must enable his/her camera and microphone, and state his/her name and street address before proceeding further. Those unable to activate a camera feed may still be permitted to speak at the Council President’s discretion.

To facilitate maximum public involvement and maintain order, each speaker will have one 5-minute period to interact orally with the Council. Screen-sharing or visual aids will not be permitted. Written comments submitted in advance of this meeting were forwarded to all Council Members, published on the City’s website, and will be appended to final approved minutes – they will not be read aloud, and anyone submitting a written statement will not be permitted to also speak at this meeting. The Council will consider all comments and questions, oral or written, and respond if and when appropriate, which may or may not be during this meeting.

Members of the public are reminded to be courteous and mindful of other individuals’ rights when speaking. A Council meeting is not the proper venue to discuss personal matters or lodge complaints against specific City employees or private individuals who may have personal protections afforded them under State and/or Federal law. Therefore, each speaker should consider how his/her remarks may trigger those protections for anyone identified in or affected by them, and should be aware that they are legally responsible for their own statements. The City bears no liability for any comments made by any member of the public, and anyone repeatedly speaking out of turn or making comments that are disruptive, obscene or otherwise offensive in nature may be permanently removed from this meeting.

Motion to Close Citizen Comments:

Second:

11) COUNCIL COMMENTS

12) 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 to Postpone:

Second:

b) Motion for Final Adoption:

Second:

13) ORDINANCES – INTRODUCTION | FIRST READING

8-2024 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, authorizing the grant of an air easement to VA 100M Urban Renewal LLC over portions of the City’s public rights of way along South Main Street and Prince Street, pursuant to N.J.S.A. 40A:12-13.

a) Motion to adopt on First Reading:

Second:

b) Final Reading: March 19, 2024

14) 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 *102-2024 THROUGH *125-2024

- *102-2024** A resolution recognizing Sandwiches Unlimited Restaurant in the City of Orange Township during Black History Month.
(Sponsored by Councilmember Wooten & the Orange Municipal Council)
- *103-2024** A resolution recognizing Dr. Montrae Thomas, M.D., Pediatrics Specialist, during Black History Month in the City of Orange Township.
(Sponsored by Councilmember Wooten & the Orange Municipal Council)
- *104-2024** A resolution recognizing Alice West Indian Restaurant in the City of Orange Township for service to the community during Black History Month.
(Sponsored by Councilmember Wooten & the Orange Municipal Council)
- *105-2024** A resolution honoring Woody Home for Services Funeral Service established in 1913 in the City of Orange Township during Black History Month.
(Sponsored by Councilmember Wooten & the Orange Municipal Council)
- *106-2024** A resolution in support of nonprofit “Not Orange” and their efforts to combat gun violence and protect our children and our future.
(Sponsored by Councilmember Wooten & the Orange Municipal Council)
- *107-2024** 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 \$13,970,500 General Obligation Notes, Series 2024 consisting of \$10,770,500 Bond Anticipation Notes, Series 2024A (tax-exempt) and \$3,200,000 Special Emergency Notes, Series 2024B (federally taxable).
- *108-2024** A resolution authorizing the City of Orange Township to submit application for the New Jersey Department of Community Affairs 2024 Local Recreation Improvement Grant Program.
- *109-2024** A resolution authorizing the acceptance of New Jersey Department of Transportation grant funds for the City of Orange Township for 2023 Various Streets Project.
- *110-2024** A resolution requesting a grant extension of the New Jersey Department of Transportation grant funds for the City of Orange Township for 2022 Safe Streets to transit improvements (Orange Train Station Underpass Project) for an additional six (6) months.
- *111-2024** A resolution authorizing the acceptance of the State of New Jersey Department of Environmental Protection Green Acres 2023 Urban Parks grant – Metcalf Park Improvements Project #0717-23-UPG in the amount of \$500,000.00.

- *112-2024** A resolution authorizing the acceptance of the State of New Jersey Department of Environmental Protection Green Acres 2023 – Metcalf Park Improvements Project #0717-23-014 in the amount of \$481,590.00.
- *113-2024** A resolution awarding a contract to Select Auto and Truck Repair, Inc., 52 Washington Street, West Orange, New Jersey 07052 for vehicle maintenance and repairs to all City owned vehicles and equipment for two (2) years commencing January 1, 2024 through December 31, 2025 in the amount not to exceed \$159,285.00 per year.
- *114-2024** A resolution awarding a contract to Parts Authority, LLC, 3 Dakota Drive, Suite 110, New Hyde Park, New York 11042 (Northern New Jersey Branch located at 456 3rd Avenue, Newark, New Jersey 07107) for the purchase of automotive parts for two (2) years commencing January 1, 2024 through December 31, 2025 in the amount not to exceed \$150,000.00 per year.
- *115-2024** A resolution approving qualified consultant engineers to provide consulting engineering on an “as needed” basis for one (1) year commencing January 1, 2024 through December 31, 2024.
- *116-2024** A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township in the matter “Alice Lang v. M&N 300 LLC, German Valverde, City of Orange Township, John Does 1-10 and ABC Corp. 1-10, (1-10 said names being fictitious until the true identity is secured)” Docket No. ESX-L-005170-18 in an amount not to exceed \$20,000.00 for Calendar Year 2024.
- *117-2024** A resolution awarding a three (3) year contract for Municipal refuse and recycling collection services Option #2 for the City of Orange Township with an option to extend contract on year four (4) and year five (5) to Joseph Smentkowski, Inc., 3 New York Avenue, Jersey City, New Jersey 07307 commencing March 1, 2024 through December 31, 2026 in the amount not to exceed \$1,497,000.00 per year.
- *118-2024** A resolution authorizing the services of Marco Di Stefano, LLC, to represent the City of Orange Township in the matter, “492 Conover Street and James Ray v. City of Orange Township” Docket No. ESX-L-008346-23 in an amount not to exceed \$20,000.00 for Calendar Year 2024.
- *119-2024** A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township in the matter, “Erica Nazario v. City of Orange Township, et al” Docket No. ESX-L-6112-22 in an amount not to exceed \$35,000.00 for Calendar Year 2024.
- *120-2024** A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township and Dwayne D. Warren, Mayor, in the matter, “Keri Payne v. City of Orange Township, et al” Docket No. ESX-L-8869-20 in an amount not to exceed \$35,000.00 for Calendar Year 2024.
- *121-2024** A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township and the Orange Police Department in the matter, “Nicholas Victoria v. Joshua Anderson, et al” Docket No. 2:23-CV-03765 in an amount not to exceed \$35,000.00 for Calendar Year 2024.

- *122-2024 **A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township in the matter, “Marie Edmond Saint Jean v. Orange Fire Department, City of Orange and ABC Corps” Docket No. ESX-L-006431-22 in an amount not to exceed \$35,000.00 for Calendar Year 2024.**

- *123-2024 **A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent the City of Orange Township and Christopher Hartwyk, in the matter, “Keri Payne v. City of Orange Township, Orange Police Department, Chief Vincent Vitiello, Captain Christopher Dunn, Director Todd Warren, Sgt. Rene Wilson, B.A. Christopher Hartwyk, Head Doe, John Does (1-10) Harry Roes (1-10)” Docket No. ESX-L-6850-22 in an amount not to exceed \$35,000.00 for Calendar Year 2024.**

- *124-2024 **A resolution authorizing the purchase of two (2) broom street sweepers with Belt Conveyors from W.E. Timmerman Company, Inc., 3554 Route 22 West, P.O. Box 71, Whitehouse, New Jersey 08888 under the Sourcewell Co-Op Contract #093021-ELG in the amount not to exceed \$688,100.00.**

- *125-2024 **A resolution approving the Bill List for Council Meeting vote on February 20, 2024 dated February 14, 2024 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$3,842,838.03)**

MOTION TO ADOPT CONSENT AGENDA:

Second:

15) NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS OTHER PENDING BUSINESS

MOTION TO ADJOURN:

Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Conference and Regular Meeting will be held on Tuesday, March 5, 2024 virtually at 7:00 p.m.