

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, MARCH 5, 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: None.

6) **CONSTABLE REPORTS:** None.

7) **OPRA REPORTS:** None.

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

9) COMMUNICATIONS AND PETITIONS:

A virtual public hearing will be held on March 13, 2024 by the New Jersey-American Water Company, Inc. regarding the Company’s petition for recovery of regulatory assets established for incremental COVID-19 related expenses. 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:

2-2024 An ordinance to amend Chapter §200-32 and Chapter §200-38 of the City Of Orange Township Code (Frankfort Street)

a) Motion to close Citizen Comments:

Second:

b) Motion for Final Adoption:

Second:

4-2024 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, amending Chapter 88 of the Municipal Code of the City of Orange Township, entitled “Fees” to include an application fee for an application for a “Certificate of Smoke Alarm, Carbon Monoxide Alarm and Portable Fire Extinguisher Compliance” as required by N.J.A.C. 5:70-2.3.

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

13) ORDINANCES – INTRODUCTION | FIRST READING: None.

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 *126-2024 THROUGH *156-2024

- *126-2024 A resolution recognizing and celebrating Jennifer Inamagua for her progression to the Poetry Out Loud Region 5. (Sponsored by Councilmember Wooten & the Municipal Council)**
- *127-2024 A resolution recognizing Gail Fischer, Orange native, for her many accomplishments during Women’s History Month. (Sponsored by Councilmember Wooten & the Municipal Council)**
- *128-2024 A resolution recognizing March 2024 as Women’s History Month in the City of Orange Township. (Sponsored by Councilmember Wooten)**
- *129-2024 A resolution for the transfer of appropriation reserves.**
- *130-2024 A resolution for emergency temporary appropriations #3 to the Calendar Year 2024 Budget.**
- *131-2024 A resolution authorizing the Tax Collector to participate in an electronic tax sale with NJ Tax Lien Investors/Real Auction.**
- *132-2024 A resolution authorizing the Tax Collector to do an accelerated tax sale for all properties delinquent as of November 11, 2024.**
- *133-2024 A resolution waiving the twenty (20) day period on the effective date of Ordinance Number 4-2024.**
- *134-2024 A resolution to accept grant funds from the New Jersey Department of Corrections in the amount of \$100,000 for the FY23 New Jersey Local, Empowered, Accountable and Determined (NJLEAD) Reentry Initiative, Category A: Reintegration Service Coordination under Urban Communities in New Jersey.**

- *135-2024** A resolution for the approval to acquire the service to maintain the lights and radios for the police vehicles under the New Jersey State Contract #83898 for the City of Orange Township Police Department from Northeast Communications, 244 East Union Turnpike, Wharton, New Jersey 07885 in an amount not to exceed \$20,000.00.
- *136-2024** A resolution authorizing a contract with Cintas Corporation No. 2, P.O. Box 625737, Cincinnati, Ohio 45262-5737 to provide janitorial materials and supplies for all Municipal buildings through the Omnia Partners Co-Op#3702-22-4618 commencing January 1, 2024 through December 31, 2024 in the amount not to exceed \$40,000.00.
- *137-2024** A resolution authorizing a contract with Cintas Corporation No. 2, Cintas Fire Protection, 1705 U.S. Highway 46, Unit 8, Ledgewood, New Jersey 07852 to provide fire alarm monitoring, fire extinguisher inspections, materials and supplies for all Municipal buildings through the Interlocal Purchasing Systems (TIPS) contract #210304 commencing January 1, 2024 through July 31, 2024 in the amount not to exceed \$90,000.00.
- *138-2024** A resolution authorizing a contract to Otis Elevator Company, 105 Fairfield Road, New Jersey 07004 to provide elevator service and maintenance at the Polhill Law & Justice Complex and City Hall under the Omnia Partners Cooperative Pricing Council Contract #000289-APR2018 commencing January 1, 2024 through September 30, 2024 in an amount not to exceed \$45,000.00.
- *139-2024** A resolution authorizing Remington & Vernick Engineers, 2059 Springdale Road, Cherry Hill, New Jersey 08003 to provide professional engineering services as a Municipal Engineer for one (1) year commencing January 1, 2024 through December 31, 2024 in an amount not to exceed \$80,000.00 with additional fees paid separately from the Budget and received from an escrow account established and solely funded by applicants for specific projects.
- *140-2024** A resolution awarding a contract to Newark Asphalt Corp., Foot of Passaic Street, Newark, New Jersey 07104, for supplying asphalt pavement and stone dust for one (1) year commencing January 1, 2024 through December 31, 2024 in the amount not to exceed \$30,000.00.
- *141-2024** A resolution awarding a contract to Nature's Choice Corp., 1106 Millstone River Road, Hillsborough, New Jersey 08844 for yard waste disposal services for one (1) year commencing January 1, 2024 through December 31, 2024 in the amount not to exceed \$111,212.50.
- *142-2024** A resolution awarding a contract to Magic Touch Construction Co. Inc., 59 West Front Street, Keyport, New Jersey 07735 for plumbing services to all Municipal owned buildings for two (2) years commencing January 1, 2024 through December 31, 2025 in the amount not to exceed \$99,512.00 per year.
- *143-2024** A resolution authorizing Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 08830 to provide professional engineering services to support the Water Utility commencing January 1, 2024 through December 31, 2024 in an amount not to exceed \$200,000.00.
- *144-2024** A resolution authorizing Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 08830 to provide professional engineering services for the 2024 Lead Service Line Replacement Program in an amount not exceed \$176,700.00.

- *145-2024** A resolution authorizing the purchase of traffic signage materials and accessories for the Department of Public Works through the Morris County Cooperative Pricing System #28 from National Highway Products, Inc., 31 Riverside Drive, Millville, New Jersey 08332 commencing January 1, 2024 through December 31, 2024 in the amount not to exceed \$50,000.00.
- *146-2024** A resolution authorizing the award of a non-fair and open contract to Hatfield Schwartz LLC, to represent Police Officer L. Worthen Barnes in the matter “Yanley Sandy v. Township of Orange, L. Worthen Barnes, Imbert Walker, John Does (1-10 (Fictitious Defendants))” Docket No. ESX-L-2274-17 in an amount not to exceed \$30,000.00 for Calendar Year 2024.
- *147-2024** 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 “Deborah Upchurch v. Inservo Insurance Company, et al.,” Docket No. ESX-L-6471-22 in an amount not to exceed in an amount not to exceed \$40,000.00 for Calendar Year 2024.
- *148-2024** 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, “Steven Campione and Amy Campione v. City of Orange Township, et al.,” Docket No. ESX-L-7349-18 and “City of Orange Township v. Steven Campione and Amy Campione” Docket No. ESX-L-6795-18 in an amount not to exceed \$40,000.00 for Calendar Year 2024.
- *149-2024** 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, “Tyshammie L. Cooper a/k/a Tyshammie Cooper Delisle v. City of Orange Township, mayor Dwayne D. Warren, Louis Copeland, et al” Docket No. ESX-L-006733-21 in an amount not to exceed \$10,000.00 for Calendar Year 2024.
- *150-2024** A resolution authorizing the services of Marco Di Stefano, LLC, to represent the City of Orange Township in the matter, “492 Conover Terrace, LLC v. City of Orange Planning Board, City of Orange Township, City of Orange Township City Council, XYZ Government Agencies (1-10), John Does (1-10)” Docket No. ESX-L-006900-23 in an amount not to exceed \$20,000.00 for Calendar year 2024.
- *151-2024** A resolution appointing the law firm of Dilworth & Paxson, LLP to provide special redevelopment counsel services for CY 2024 January 1, 2024 through December 31, 2024 not to exceed \$50,000.00 with additional fees paid separately from the Budget and received from an escrow account established and solely funded by applicants for specific projects.
- *152-2024** A resolution authorizing renewal of the agreement with The Antoine Law Firms, LLC as counsel to represent Police Officer Joshua Anderson, Police Officer Taal Harris, Police Officer Palmieri, Police Officer Richard Rosamilia and Police Officer Ryan McKay in the matter of “Nicholas Victoria v. Joshua Anderson, et al” Docket No. 2:23-CV-03765 in an amount not to exceed \$20,000.00 for Calendar Year 2024.
- *153-2024** A resolution authorizing a professional services agreement with Friend & Wenzel LLC to provide legal services to the City of Orange Township Planning Board for a period beginning January 1, 2024 and continuing through December 31, 2024 in an amount not to exceed \$7,500.00 with additional fees paid separately from the Budget and received from establishing an escrow account that will be solely funded by developers pertaining to their specific projects.

- *154-2024 **A resolution of the Municipal Council of the City of Orange Township, County of Essex, State of New Jersey, authorizing a refund of \$26,245.00 in excess fees paid by Freeman Orange Holdings LLC with respect to construction permits and related certificates issued for 606 Freeman Street, Block 5002, Lot 4, Orange, New Jersey.**

- *155-2024 **A resolution approving the Bill List for Council Meeting vote on March 5, 2024 dated February 28, 2024 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$15,847,854.03)**

- *156-2024 **A resolution authorizing a professional services agreement with CP Professional Services to provide to engineering services to the City of orange Township Planning Board and Zoning Board of Adjustment for a period beginning January 1, 2024 and continuing through December 31, 2024 with all fees paid exclusively through escrowed funds.**

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 19, 2024 virtually at 7:00 p.m.