

**MINUTES CITY COUNCIL  
CITY OF ORANGE TOWNSHIP  
NEW JERSEY**

**CITY OF ORANGE TOWNSHIP  
REGULAR MEETING MINUTES  
JANUARY 7, 2014**

A Regular Meeting of the City Council of the City of Orange Township was held in the Council Chambers of City Hall, located at 29 North Day Street, Orange, New Jersey on Tuesday, January 7, 2014 at 8:12pm.

The Chair led all assembled in a Salute to the American Flag

**Roll Call**

**Present:** West Ward Councilmen, Hassan Abdul-Rasheed  
At-Large Councilmen, Elroy A. Corbitt  
At-Large Councilwoman, April Gaunt-Butler  
East Ward Councilwoman, Linda Jones-Bell  
South Ward Councilmen, Edward B. Marable Jr.  
At-Large Council President, Donna K. Williams

**Also Present:** Deputy Municipal Clerk, Madeline F. Smith  
Acting Business Administrator, Adrian Mapp  
City Attorney, Dan S. Smith  
Legislative Research Officer, Kevin Harris  
Senior Clerk, Margarett Homere

**Absent:** Mayor Dwayne D. Warren, Esq.  
North Ward Councilwoman, Tency A. Eason

The Deputy Municipal Clerk announced the requirement 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 18, 2013, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**Motion by Councilman Corbitt, seconded by Councilwoman Jones-Bell to approve the Conference and Regular meeting minutes from December 23, 2013.**

By consensus the Regular and Conference meeting minutes were approved.

**REPORTS:**

**COMMITTEE REPORTS**

The Deputy Clerk reported that there were no Committee reports.

**CONSTABLE REPORTS**

**MINUTES CITY COUNCIL  
CITY OF ORANGE TOWNSHIP  
NEW JERSEY**

The Deputy Clerk reported that there were no constable reports.

**OPRA REPORTS**

The Deputy Clerk reported that there were no OPRA reports.

President directs Clerk to file reports

**COMMUNICATIONS AND PETITIONS**

The Deputy Clerk reported that there were no communications or petitions.

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

The Deputy Clerk read the following statement: Pursuant to Section 4-10 of the Code of the City of Orange Township, "each person addressing the council shall step up to the microphone, shall give his or her name in an audible tone for the record, and unless further time is granted by the presiding officer shall limit his or her address to ten minutes".

The public is expected to conduct themselves in a proper manner, any derogatory, abusive or threatening statements will not be permitted. The chair will immediately rule such conduct out of order and terminate any further comments.

Council President Williams recognized the following residents for comments:

**Bruce Meyers**

- Commented on the CBAC commitment and recognized the members of the CBAC. Also, commending the Clerk's Office for their diligent work.
- Commented on the Library and the Governor's Office for matching the funds needed to reopen Orange Public Library.

**CBAC Members: Naeema Campbell, Chairman and Ingrid Williams, Co-Chairman**

- Provided CBAC Member List and Goals

**Ken Garrett, Essex County Liaison to the City of Orange NJ**

- Informed the Council and residents of a volunteer opportunity within the Essex County Turtle Back Zoo at the Essex County South Mountain Recreation Complex.

**Daryl Harrington, 13 Prince Street**

- Made inquiry regarding the \$1000 fines of City of Orange Township.
- Made inquiry into residency requirements for city employees. Ex: Directors
- Made inquiry into the status of Ordinance 37-2013.
- Commented on budget review preparation and the CBAC proactive involvement.

**Naeema Campbell, CBAC Chairman**

**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

- Commented on Resolution 17-2014.
- Announced the NJ Walk & Bike Summit in February hosted by Rutgers and the NJ Walk & Bike Group.

Ingrid Williams, Valley Street

- Commented on the opening of the Library.
- Commented on quality of life initiatives for the City of Orange Township.

Katalin Gordon of Park Place

- Made inquiry into the Broadcasting of the Council Meeting.
- Made inquiry into the Orange Reservoir developments.
- Commented on the Snow Removal process.

Gloria Stewart of 62 Hampton Terrace

- Commented on the re-opening of the City of Orange Library.
- Commented on quality of life initiatives and the assets of the City of Orange Township.
- Commented on the Director of Finance new position as Mayor of Plainfield inquiring as to whether there will be a conflict of interest in performance.
- Commented on the roads and streets in Orange.
- Commented on Resolution 14-2014.
- Commented on the Housing Authority lack of cleanup efforts at Oakwood Avenue School.

**Motion by Councilman Corbitt, seconded by Councilwoman Jones-Bell to close citizen comments.**

**Motion unanimously approved.**

**COUNCIL COMMENTS**

Councilman Abdul-Rasheed

- Commented on discussion between Council President Donna K. Williams and Councilman Abdul-Rasheed regarding Chairperson, Naeema Williams of the CBAC.
- Commented on a homeless resident that need to be lookout for, for pickup.

Councilman Marable

- Commented on Matter of Discussion presentation and comments given by County Executive Joseph Di Vincenzo regarding Orange Reservoir. Warranting review of the Agreement between the City of Orange Township and the County of Essex.

Council Vice President Corbitt

- Recognized and commended the City of Orange Township Directors that attends the Council Meeting.

**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

**Councilwoman Jones-Bell**

- Commented on the Matters of Discussion presentation given by Joseph DiVincenzo.
- Commended the new CBAC Chairperson and Co-Chairperson for their participation and diligence.

**Councilwoman Gaunt-Butler**

- More collaboration, consensus among the Council and Administration. Also recognizing the City of Orange Township Directors for their constant participation.
- Requested from Administration to be informed when events such as Water Main Breaks occur.

**Council President Williams**

- Acknowledged and gave condolences to families of Orange residents and employees that passed away.
- Made inquiry to the County Representative regarding fishing at the Reservoir.
- Commented on the City of Orange Library Re-Opening and newly hired Director.
  
- Commented on Emergency Warming Stations throughout the City of Orange for residents who need to keep warm during the cold weather days. Noting to contact the Police and Fire Departments.
  - Fire Director Dowd: Noted the OEM opened warming stations throughout the City of Orange Township: Field House Central Playground, Old Mount Carmel School (Scotland Academy) and Mt. Ebenezer Church.
- Commented on the Matters of Discussion presentation given by Joseph DiVincenzo providing clarity stating it's a lease not a purchase.

**ORDINANCES—SECOND READING/PUBLIC HEARING**

The Deputy Clerk read Ordinance 58-2013 by Title.

**58-2013      TABLED by Administration**

An ordinance amending Chapter 88, "FEES", Article I, "FEES - Derived from Code Provisions", Section 88-1, "Schedule of Fees: Setting rates and fees for the use of Water System.

**Motion by Councilwoman Gaunt-Butler, seconded by Councilwoman Jones-Bell, to Table Ordinance Number 58-2013..**

**Roll Call:**

Ayes: Councilmembers: Corbitt, Gaunt-Butler, Jones-Bell, Marable and Council President Williams

Nays: Councilman Abdul-Rasheed.

**MINUTES CITY COUNCIL  
CITY OF ORANGE TOWNSHIP  
NEW JERSEY**

Abstain: None.

Absence: Councilwoman Eason

**Motion Carries.**

**ORDINANCES TABLED FROM AUGUST 7, 2013 REGULAR MEETING**

**22-2013      REMAINED TABLED**

An ordinance setting forth an employee tuition reimbursement policy and guidelines for the City of Orange Township and amending and supplementing Chapter 23 of the Municipal Code and the appendix Titled City of Orange Township – Employee Handbook of Personnel Policies and Procedures.

**MOTION TO LIFT FROM TABLE:**

**Getting no response the Chair moved the agenda forward.**

**32-2013**

A Bond ordinances providing for various capital acquisitions and improvements, by and in the City of Orange Township, in the County of Essex, State of New Jersey (The "City"); appropriating \$9,826,000 therefore and authorizing the issuance of \$8,935,500 bonds or notes of the City to finance the costs thereof.

**MOTION TO LIFT FROM TABLE:**

**Getting no response the Chair moved the agenda forward.**

**37-2013**

An ordinance setting outside employment guidelines for the City of Orange Township and amending and supplementing Chapter 23 of the Municipal Code and the appendix titled City of Orange Township – Employee Handbook of Personnel Policies and Procedures.

**MOTION TO LIFT FROM TABLE:**

**Getting no response the Chair moved the agenda forward.**

**ORDINANCE INTRODUCTION /FIRST READING**

- None

**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

**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

COUNCIL MEMBERSO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THEGENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE OF THE AGENDA.

Deputy Clerk Smith stated the following resolutions have been removed for a Separate Vote: 14-2014, 15-2014 and 16-2014.

Deputy Clerk Smith stated the following resolutions have been WITHDRAWN by Council: 1-2014, 2-2014, 3-2014, 6-2014, 7-2014, 8-2014, and 9-2014

1-2014

A resolution authorizing the tax collector to cancel fourth quarter's 2012 Tax Billing for Orange Housing Authority, 197 Parrow Street, Block 3405, Lot 23 in the amount of \$1,176.88 plus interest.

2-2014

A resolution authorizing the tax collector to cancel third and fourth quarters 2013 Tax Billing for Orange Housing Authority, 194 Central Place, Block 3304, Lot 9 in the amount of \$1,890.19 plus interest.

3-2014

A resolution authorizing the tax collector to cancel third quarter 2013 Municipal Charges for Orange Housing Authority, 241 Washington Street, Block 802, Lot 10 in the amount of \$267.74 plus interest.

6-2014

A resolution authorizing Hendricks Appraisal Company, LLC to represent the City of Orange Township in regard to appraisal on real property in tax appeal matters in an amount not to exceed \$15,000.00.

7-2014

A resolution authorizing the law firms of Feinstein, Raiss, Kelin & Booker, L.L.C. and DeCotis, Fitzpatrick & Cole, LLP to represent the City of Orange Township in regard to tax appeal matters.

8-2014

A resolution authorizing the law firm of Feinstein, Raiss, Kelin & Booker, LLC to represent the City of Orange Township in regard to tax appeal matters in an amount not to exceed \$25,000.00.

9-2014

A resolution authorizing the City of Orange Township to enter into a contractual agreement with the Associated Humane Societies to provide animal shelter and other veterinary services for the City of Orange Township for the period of January 1, 2014 to December 31, 2014 in an amount not to exceed \$70,814.90.

**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

**RESOLUTIONS: \*4-2014 - \*5-2014, \*10-2014 - \*13-2014 and \*17-2014**

- 4-2014      A resolution authorizing the refund of water/sewer charges in the amount of \$53.73 due to an over payment on property at 326 Highland Avenue, Block 5301, Lot 3, Water Account No. 5025210261.
- 5-2014      A resolution authorizing the refund of taxes due to state board judgments in the amount of \$9,213.71.
- 10-2014     A resolution authorizing the City of Orange Township to enter into a contractual agreement with Rosairo Zambrano, M.D. for physician services in the Tuberculosis Control Clinic for children in the Orange Health Department in an amount not to exceed \$3,000.00.
- 11-2014     A resolution authorizing the City of Orange to enter into a contractual agreement with Montrae Calhoun-Thomas, MD for physician services in the adult Vaccination Clinic in the Orange Health Department in an amount not to exceed \$10,000.00.
- 12-2014     A resolution authorizing the City of Orange to enter into a contractual agreement with Patrick Van Martin-Yeboah, MD for physician services in the Child Health Clinic in the Orange Health Department in an amount not to exceed \$17,000.00.
- 13-2014     A resolution celebrating the life of Gregory "Pickle" Dillon, Sr.
- 17-2014     A resolution authorizing the City of Orange Township to fix the rate of interest to be charged on delinquent taxes and other municipal charges.

**Motion by Councilmen Corbitt, seconded by Councilwoman Jones-Bell, to approve the Constant Agenda as modified.**

**Motion unanimously approved.**

Deputy Clerk Smith stated those resolutions that were removed for a separate vote will now be considered.

The Township Deputy Clerk read Resolution Number 14-2014 by Title.

**14-2014      A resolution to approve the Corrective Action Plan for Calendar Year 2012.**

Motion by Councilmen Corbitt, seconded by Councilwoman Gaunt-Butler, to approve Resolution 14-2014.

**Roll Call:**

**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

**Councilmembers:**

Yeas: Corbitt, Jones-Bell, Williams

Nays: Abdul-Rasheed, Gaunt-Butler, Marable

Abstentions: None

Absences: Eason

**Motion Fails.**

The Township Deputy Clerk read Resolution Number 15-2014 by Title

**15-2014**      **A resolution approving the bill list for council meeting vote on January 7, 2014 dated January 2, 2014 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$432,539.43)**

Motion by Councilmen Corbitt, seconded by Councilwoman Gaunt-Butler, to approve Resolution 15-2014.

**Roll Call:**

**Councilmembers:**

Yeas: Corbitt, Gaunt-Butler, Jones-Bell and Williams

Nays: Abdul-Rasheed and Marable

Abstentions: None

Absences: Eason

**Motion Carries.**

The Township Deputy Clerk read Resolution Number 16-2014 by Title.

**16-2014**      **A resolution appointing Lerch, Vinci & Higgins, LLP certified Municipal Accountants, 17-17 Route 208, Fair Lawn, New Jersey 07410, to act as Budget Consultants to the City Council of the City of Orange Township, New Jersey upon adoption of this resolution in an amount not to exceed \$30,000.00.**

Motion by Councilmen Corbitt, seconded by Councilwoman Jones-Bell, to approve Resolution 16-2014.

**On the Motion,** Director of Finance and Acting Business Administrator Adrian Mapp recommenced taking the Agenda out of sequence to ensure monies are available to cover the expense of said resolution.

Council President Williams disagreed and proceeded forward.

Councilman Abdul-Rasheed made inquiry into who sponsored the resolution; further questioning the interview and selection process.

Council President Williams stated she sponsored said resolution.



**MINUTES CITY COUNCIL**  
**CITY OF ORANGE TOWNSHIP**  
**NEW JERSEY**

**Roll Call:**

Councilmembers:

Yeas: Corbitt, Gaunt-Butler, Jones-Bell, Marable and Williams

Nays: Abdul-Rasheed

Abstentions: None

Absences: Eason

**Motion Carries**

The Township Deputy Clerk read Resolution Number 18-2014 by Title.

**18-2014**     **A resolution authorizing the adoption of current fund and water/sewer utility fund temporary budget appropriations for the months of January through March 2014 prior to the adoption of CY2014 budget in accordance with NJSA 40A:4-19.**

Motion by Councilmen Corbitt, seconded by Councilwoman Gaunt-Butler, to approve Resolution 18-2014.

**On the motion**, Councilman Abdul-Rasheed asked the Director of Finance and Acting Business Administrator Adrian Mapp to clarify the need to pass said resolution. What is the time frame on resolution or amount of resolution? If approved, the resolution can be amended after the fact or is this amendment and can the Council add or subtract from the resolution? If said resolution is not passed tonight then what will occur?

Mr. Mapp responded, the resolution is a temporary budget necessary to allow the Administration to continue to pay its bills and salary wages of the City of Orange Township by a two-third majority vote by the Council. Stating, the Statue allows Municipalities to introduce a Temporary Budget the first meeting of the year that is 26.25% of the previous year's budget with some exclusions. Stating the resolution will be in effect until the 2014 Budget is adopted. However, the resolution can be amended going forward based on the need. Noting, the resolution only reflects 26.25% of the previous year's budget. The Council at the subsequent council meetings can amend the resolution at any time and either add or subtract from the resolution as long as it doesn't exceed the 26.25%. If resolution is not passed tonight, the City cannot pay its bill nor pay the employees. The City of Orange Township would be forced to shut down.

Councilman Marable questioned if the City of Orange Township is expending funds for the Business Administrator position "Acting or Not"?

Mr. Mapp stated, as Acting Business Administrator he received a stipend for \$10,000. Of which, was prorated through the term of the Acting Appointment. Noting, there will be a charge for the proration portion of the salary & wage line item for Business Administrator.

**MINUTES CITY COUNCIL  
CITY OF ORANGE TOWNSHIP  
NEW JERSEY**

Councilman Marable further questioned if it's only applicable through Jan 1, 2014 moving forward? Questioning if Mr. Lerch, the Council Budget Advisor was informed of proration for the year 2013?

Mr. Mapp stated, there was no need for the council budget advisor to be notified.

Councilwoman Gaunt-Butler made inquiry into the remaining Delta Monies from CY2013 for the Library?

Mr. Mapp stated, all monies were exhausted from the CY2013 Budget.

Councilman Abdul-Rasheed made inquiry into the new Library Director. As well, recommended to NOT fund the Library; further requesting the removal of the \$164,000 from the Library Operating Expense Line Item. Stating, the Council can give the funds to the Library after further investigation, performance review and how funds are going to be spent.

Mr. Mapp recommended the Council to NOT restrict the Library funds and to continue to support the Libraries initiatives. Further emphasizing, it is not the role of Council to determine how the Library allocates its funds. The Council/Administration can only put the funds in the budget as Operating Expense being inclusive of Salary & Wages and Operating Expense.

Councilman Corbitt made inquiry as to where Mr. Willis Edwards III falls into the Budget and how much is he making?

Councilman Marable stated as a point of order he made an inquiry to Mr. Mapp not to Mr. Edwards personally but to the title of Business Administrator.

Councilman Corbitt commented and rephrased his question asking where the Chief of Staff Position fall and what is the Salary?

Mr. Mapp responded the Chief of Staff is under the Mayor's Office and the salary is \$90,000.

Councilman Marable, Council President Williams and Mr. Mapp continued to discuss the amount to be deducted from the Business Administration Line Item.

**Motion by Councilman Abdul-Rasheed, seconded by Councilwoman Jones-Bell, to approve Resolution 18-2014 as amended.**

**Roll Call:**

Councilmembers:

**Yeas:** Abdul-Rasheed, Corbitt, Gaunt-Butler, Jones-Bell, Marable and Williams

**Nays:** None

**Abstentions:** None

**Absences:** Eason

**Motion Carries.**


**MINUTES CITY COUNCIL  
CITY OF ORANGE TOWNSHIP  
NEW JERSEY**

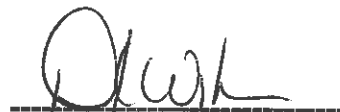
**OTHER PENDING BUSINESS**

- None

**Motion by Councilman Corbitt, seconded by Councilwoman Jones-Bell to adjourn.  
Motion carries by unanimous vote.**

**Adjournment Time: 10:00PM**

  
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**Madeline F. Smith, RMC  
Deputy Municipal Clerk**

  
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**Donna K. Williams  
Council President**