

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

**CITY OF ORANGE TOWNSHIP NEW JERSEY
REGULAR MEETING MINUTES
August 6, 2014**

A regular meeting of the City Council of the City of Orange, Township held in the Council Chambers 4th Floor of City Hall, 29 North Day Street, Orange, New Jersey, on Wednesday, August 6, 2014.

The Deputy Municipal Clerk, lead the Pledge of Allegiance to the Flag.

Roll Call:

Present:

East-Ward Councilman Kerry J. Coley
At-Large Councilman Elroy A. Corbitt
North Ward Councilwoman Tency A. Eason
West Ward Councilman Harold J. Johnson, Jr.
South Ward Councilwoman Jamie Summers-Johnson

Also Present:

Madeline Smith, Deputy Municipal Clerk
Dan S. Smith City Attorney
Adrian Mapp, Director of Finance
Kevin D. Harris, Legislative Research Office
Margaret Homere, Clerk's Office
Marty Mayes, Representing Administration

Absent:

At-Large Councilwoman April Gaunt-Butler
At-Large Council President Donna K. Williams

The Deputy Municipal Clerk announces that 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 17, 2014, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall sign one (1) book. There will be two (2) columns in the book, one (1) for Agenda Items and one (1) for General Issues. Each person signing the book will check Agenda Items or General Issues. If they check only Agenda Items or General Issues, they will be allowed to speak for five (5) minutes. If they check both General Issues and Agenda Items, they will be allowed to speak for ten (10) minutes.

APPROVAL OF MUNUTES OF PERVIOUS MEETINGS

May 20, 2014 – Conference & Regular Council Minutes

Council members Coley, Johnson, Jr., and Summers-Johnson cannot vote because they were not Council members at that time.

MOTION TO ADOPT

Motion by Councilman Corbitt, was later rescinded.

A Motion was made by Councilwoman Eason to rescind Councilman Corbitt's initial motion to adopt

MOTION TO TABLE

A Motion was made by Councilman Corbitt until September 2, 2014, seconded by Councilwoman Eason.

ROLL CALL:

Ayes|: Corbitt, Eason

Nays: none

June 4, 2014 – Conference & Regular Council Minutes

Council members, Coley, Johnson and Summers-Johnson cannot vote, because they were not Council members at that time.

MOTION TO TABLE

A Motion was made by Councilman Corbitt, seconded by Councilwoman Eason until September 2, 2014.

ROLL CALL:

Ayes|: Corbitt, Eason

Nays: none

June 17, 2014 – Conference & Regular Council Minutes

Council members, Coley, Johnson and Summers-Johnson cannot vote, because they were not Council members at that time.

MOTION TO TABEL

A Motion was made by Councilman Corbitt September 2, 2014, seconded by Councilwoman Eason.

ROLL CALL:

Ayes|: Corbitt, Eason

Nays: none

REPORTS:

Clerk's Office Report

Deputy Clerk Smith reported:

- June 2014 - \$86.00

CONSTABLE REPORTS

- Mohammed Toure-Month of June 2014 – No activity
- Darnell Brodie – Month of June 2014 – No activity

COMMITTEE REPORTS

None

COUNCIL REPORTS

Councilman Corbitt reported that there was nothing from the Police Department at this time. He also stated that the Police Director is schedule to appear at the Council meeting in September to give his quarterly report.

Councilwoman Summers-Johnson stated she had no report from the Library, but that she did meet with the Director and that he gave her a synopsis of their needs.

OPRA REPORTS

None

COMMUNICATIONS AND PETITIONS

None

CITIZEN'S COMMENTS

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 (10) 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.

Jeffrey Feld, local businessman; 268 Main Orange, NJ wwnj.com website

- Mr. Feld stated that on Friday, August 8, 2014 at 10:30A.M. there would be an open hearing in front of Judge Rotchchild on the Feld 10 and 13 cases. On August 22nd a hearing on Motions in the Feld 11 and 7 cases.
- Mr. Feld stated that there were no discussions tonight on the budget and Cap Bank.
- Mr. Feld commented that the insurance lapsed on the YWCA. A Chapter 11 trustee has been appointed.
- Mr. Feld commented on other items concerning the finance budget.

Pat Arthur, a resident of Orange

- Ms. Arthur stated that she knew Mr. Hassel and he will be greatly missed.
- Ms. Arthur commented on Water Bill that was sent the Board of Education.
- Ms. Arthur stated that she would like the City Council help the District with the water bill issue.

Ken Garrett, Liaison from Essex County

- Here to announce two events for the County and citizens of Orange, NJ. The first, on September 11th, Essex Remembers, 13th anniversary ceremony commemorating the anniversary of the 911 tragedy, this will be held at Eagle Rock Reservation in West Orange at 8AM.
- Mr. Garrett stated the second event was presented by the City of Orange and the County of Essex on Wednesday, August 13th at 10:30A.M., the opening for Crosswalks, Pathways, Sidewalk ramps along Oakwood Avenue making it easier and safer for the seniors who resides on Oakwood Avenue to access Mount Irving Park.

William R. Lewis, 688 Mosswood Avenue, Orange, N.J.

- Mr. Lewis reported that the Joyce Carnegie Scholarship Fund had been transferred to the Board of Education. Checks for that Fund can be sent to the Board's Secretary, Mr. Adekule James or Superintendent, Ronald Lee.
- Mr. Lewis stated with the assistance of Dr. Parker over 100 students from Orange High School are participating in programs at NJIT including the National Science Foundation programs dealing with robotic.
- Mr. Lewis stated that the Y was in trouble and no one has said anything about it.
- Mr. Lewis stated that the budget is messed up.

Rachel Bland, 329 Highland Avenue, Orange, NJ

- Ms. Bland stated that she is the community school coordinator at the Oakwood Avenue School and a member of the Board at the University of Orange and was joined by her fellow members.
- Ms. Bland shared information about the project, The Hidden Treasures of Orange where worked with middle school students at Scholars Academy. They went on tours, interviewed people and wrote about their experiences with Orange to create a book called "Our Orange the Discovery of Our Past" for third graders to learn about the history of Orange and the history of New Jersey.
- Ms. Bland stated that she would like help from the City Council in getting more stores to record and collecting the history of Orange.

Darlene Samples 92 park street, Orange, NJ,

- Ms. Samples reported there is a very large and dangerous stump at the corner of Hickory Street and Central Avenue that needs to be removed. She stated that she hit her foot very hard on the stump while getting off a bus at night.

Jewel Jones, 631 Valley Street, Orange, NJ

- Ms. Jones stated that she and her husband are home owners.
- Ms. Jones stated that she is having an issue with foreclosed and abandoned homes on her block with lots that are not kept.
- Ms. Jones stated that she would like to know the protocol for the upkeep of these properties
- Ms. Jones stated she would like more information on zoning for her area.
- Ms. Jones stated that she never got notice about the construction that went on in front of her home the entire night until 8am. She wanted to know about protocol on construction notice to residents.
- Mr. Mayes stated he will follow up with her on the items.

Katlalin Gordon, 211 Park Place, Orange, NJ

- Ms. Gordon expressed condolence to Councilwoman Eason loss of her husband.
- Ms. Gordon welcomed the new Council members.
- Ms. Gordon commented on Ordinance 16-2014 transfer of city property of 162 Central Place to Larmont Bryant. She wanted the value of the property based on last year's revalue process and if the Ordinance stated that the property size prevented building on it.
- Ms. Gordon commented on Resolution 186-2014. She wanted to know if all of the Cities will carry the same information.
- Ms. Gordon commented on the tree removal expenses. She wanted to know if the expense be billed to the owners of those properties.
- Ms. Gordon commented on the foreclosed properties in Orange owned by the banks and wanted to know if the banks were being cited and penalized for not taking care of the lots.
- Ms. Gordon wanted to know who was responsible for not charging the Board of Education for sewer and water expenses to date.

Arthur Daniels, Orange, NJ Resident

- Mr. Daniels expressed condolence to Councilwoman Eason loss of her husband.
- Mr. Daniels stated that the City Council should take into consideration when appointing to the Historical Preservation Committee people who have an understanding and love for the Town.

Elijah Robertson, 438 Tremont, Orange, NJ

- Mr. Robertson stated that he had just relocated to Orange from Brooklyn because of the beautiful homes and the history in Orange.
- Mr. Robertson commented on the abandoned homes and depreciation of property value in the area.
- Mr. Robertson stated that the banks should be held accountable for the abandoned properties that they own.

Mr. Hurley Coley, 61 Williams Street, Orange, NJ

- Mr. Coley stated that he moved to Orange in 1971 and had been here for 43 years.
- Mr. Coley stated that he was having a problem with car without permits parking on his block.
- Councilman Corbitt asked Captain Dunn who was there representing Director Simms to assist Mr. Coley.

MOTION TO CLOSE CITIZEN'S COMMENTS

Motion by Councilman Corbitt, and seconded by Councilwoman Jamie Summers-Johnson to close Citizen's Comments. The motion carries unanimously to close Citizen's Comments.

COUNCIL COMMENTS

Councilman Corbitt spoke about the Orange Fire Department and Fire Fighters response to a fire in June on Vose Avenue. He commended them for putting their lives on the line and keeping the residents of Orange safe.

Councilman Corbitt directed the Deputy Clerk to CC the entire council whenever she receives the original agenda from the Administration. He stated that there were fourteen items on the original agenda and nine were removed. He suggested that all items remain on the original agenda and be presented to the council at the regular meeting and that the entire council should have an opportunity to review the items and decide whether to table or remove any of the items. He stated that the Clerk is responsible for the agenda not the Council President.

Councilman Corbitt commented on the issue with the Board of Education and the City regarding the water bill. He stated that he hoped there would be a resolution on the matter.

Councilman Corbitt stated that there is money in the budget for the Police Department to hire more Police Officers. The police department is understaffed. He suggested that Megan and Mr. Lerch determine the dollar amount in the budget for new hire and to place that money in a separate account and when they are ready to hires they should go before the Council.

Councilman Corbitt commented on the Personnel Committee stating that it was set up to oversee problems in the clerk's office. He stated that the Council President pulled several items from the agenda one of which was a fire truck the Fire Department desperately needed. He stated that they had \$35,000 to purchase a truck and he believed it should be a priority. He stated that the council needed to work together to decide what items on the agenda be voted on and to also decide what items go to committee.

Councilman Corbitt stated that there was an item on the agenda to remove someone from the Law Department to serve as a judge. He stated that he thought the individual should not be interviewed twice. He suggested that the person only go before the Council.

Councilman Corbitt asked Mr. Smith, the City Attorney, if Mr. Dwight Mitchell had been receiving pension payments.

Mr. Smith stated that he did not know for sure, but would inquire.

Councilman Johnson, Jr. welcomed the Orange community and stated that it was his first council meeting and thanked everyone who participated in the election. He commented on the University of Orange of which he was a graduate and that the public should look into the hidden treasures of Orange fundraising. He commented on the budget from pervious council. He will do his best in the decision making process when it pertains to the budget.

Councilwoman Summers-Johnson, stated this was her first council meeting and thanked everyone for starting on time.

Councilwoman Summers-Johnson, Jr., commented on her first National Night Out stating that the community came together and that the children enjoyed seeing the Police Officers and Fire Fighters.

Councilwoman Summers-Johnson stated that the senior picnic would be the next day at Orange Reservoir from 11A.M. to 3:00P.M. and encourage all seniors attend.

Councilwoman Summers-Johnson commented on the City's Summer Camp at Lincoln Avenue School which accommodated over three hundred children from Orange.

Councilwoman Summers-Johnson addressed the South Ward stating that she would be having four quarterly meetings in October, December, March and June to bring the government to the residences.

Councilwoman Summers-Johnson stated she wanted the citizens of Orange and Council to work together so that the City of Orange can move forward.

Councilman Coley stated that he spoke with the housing authority about the senior unit at 105 Wilson Place not having security. He commented that it was a beautiful development which has units for seniors and family.

Councilman Coley thanked Mr. Mayes and Mr. Garrett for the speed bumps that were placed on Oakwood Avenue.

Councilman Coley thanked Mr. Mayes for taking care of the Colgate Pool.

Councilman Coley suggested to Mr. Mayes and Mr. Garrett that the construction companies they hired not leave the road smooth after they concluded their work.

Councilwoman Eason thanked everyone for their support and encouragement and most of all the love that was shown to her after the loss of her husband.

Councilwoman Eason commented on National Night Out suggesting there be a rotation of the Wards.

Councilwoman Eason commented on the foreclosed properties. She directed Mr. Smith to provide a list. She stated that the banks will not hold themselves accountable unless we force them to do so. She also stated that the citizens should hold themselves accountable and take the initiative in their Ward to call the banks directly.

- Councilwoman Eason stated that she did meet with the Mayor regarding the Board of Education's Water Bill.
- Councilwoman Eason Commented on Resolution 185-2014 stating that the council should be consistent in the titles that are being used. She suggested that Mr. Daniels be selected to be on the Historic Preservation Committee.
- Councilwoman Eason stated that she felt the Clerk's office is a statutory office and she believed that their power is being circumvented.
- Councilwoman Eason stated that Ms. Smith knows that she is a part of the State and that there are certain things that the council cannot interfere with.
- Councilwoman Eason stated that when there are resumes for positions in the Clerk's office those resumes should be all given to the council members not just the Personnel committee to assure all council members are fully engaged on the happenings in the City.
- Councilwoman Eason stated not to forget to thank former Councilwoman, Ms. Linda Jones Bell for her participation on the Oakwood Avenue Project.
- Mr. Marty Mayes commented on resolution 193-2014. He requested that Councilman Johnson, Jr., get his questions answered so that it could be voted on that night because it was time sensitive.

- Councilwoman Eason stated that regarding resolution 193-2014 that the council should take a five to ten minute break for Executive Session for Councilman Johnson, Jr. to ask his questions.

MOTION TO GO INTO EXECUTIVE SESSION

Motion by Councilman, Corbitt; seconded by Councilwoman Eason.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Johnson, & Jr., Summers-Johnson

Nays: None

Absent: Gaunt-Butler, Council President Williams

Motion Passes

MOTION TO EXTEND REGULAR SESSION

Motion by Councilman Corbitt, seconded by Councilman, Johnson, Jr.

Roll Call

Ayes: Coley, Eason, Johnson, & Jr., Summers-Johnson

Nays: Corbitt

Absent: Gaunt-Butler, Council President Williams

ORDINANCES—SECOND READING/PUBLIC HEARING

The Deputy Clerk read **Ordinance 14-2014** by title:

An Ordinance Amending Chapter 23 of the Municipal Code of the City of Orange Township regarding Personnel Policies (Sponsored by: Council Member Elroy A. Corbitt.

The Chair declared the time open for a public hearing on Ordinance 14-2014.

Seeing none the Chair closed the public hearing.

Motion by Councilman, Corbitt, seconded, by Councilwoman, Eason to adopt **Ordinance 14-2014**

Roll Call

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays: None

Absent: Gaunt-Butler & Council President Williams

Motion Carries

ORDINANCES—SECOND READING/PUBLIC HEARING

The Deputy Clerk read Ordinance 15-2014 by title: An Ordinance to Exceed the Municipal Budget Appropriation limits and to establish a Cap Bank (N.J.S.A. 40A: 4-45.14).

The Chair declared the time open for a hearing on Ordinance 15-2014.

Seeing none, the Chair declared the time closed.

Public Hearing

Jeffrey Feld, local businessman; 268 Main Orange, NJ wwnj.com website

- Mr. Feld gave his opinion on the Budget Cap procedures and his objections providing his reasons.

Seeing there was no one else the Chair closed the Public Hearing.

Motion to Adopt Final Reading

Motion by Councilman Corbitt seconded, by Councilwoman, Eason to adopt **Ordinance 15-2014**

On the Motion

Councilwoman Eason stated that she listened to all that Mr. Feld said but she felt that they needed to move forward. She stated that there was an error made which was corrected and that the City Council does have legal guidance to keep the council out of trouble. She also stated that the City Council had approval from the Local Finance Board to move the ordinance forward.

Roll Call

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays: None

Absent: Gaunt-Butler & Council President Williams

Motion Carries

ORDINANCE INTRODUCTION /FIRST READING

The Deputy Clerk read **Ordinance 16-2014** by title: An Ordinance to Transfer 162 Central Place (Block 3304, Lot 21) to Lamont Bryant.

Motion to Adopt First Reading

Motion by Councilman Corbitt seconded by Councilwoman, Eason to adopt **Ordinance 16-2014**.

Public Hearing

Scheduled for September 2, 2014.

Roll Call

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays: None

Absent: Gaunt-Butler & Council President Williams

Motion Carries

CONSENT AGENDA

The Deputy Clerk Read: 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 *170- 2014-197-2014

- *170A-2014 A resolution re-appointing Councilwoman Tency A. Eason to the Planning Board of the City of Orange Township.
- *171B-2014 A resolution Re-appointing Councilwoman Donna K. Williams to the Second River Joint Meeting.
- *172C-2014 A resolution appointing Council Members Jamie Summers-Johnson, Kerry J. Coley & Donna K. Williams as members of the Municipal Council Personnel Committee.
- *173D-2014 A resolution appointing Council Members Harold J. Johnson, Jr., Kerry J. Coley & Donna K. Williams to the Budget Reconciliation Committee.
- *174E-2014 A resolution appointing Council Members Kerry J. Coley & Donna K. Williams as Liaisons to the Essex County Council Municipal Exchange on behalf of the City of Orange Township. **(Moved from Consent Agenda for Separate Vote).**
- *175F-2014 A resolution appointing Council Members Elroy A. Corbitt & Kerry J. Coley as Liaisons to the Police Department of the City of Orange Township.
- *176G-2014 A resolution appointing Council Members April Gaunt-Butler and Kerry J. Coley as Liaisons to the Fire Department of the City of Orange Township.
- *177H-2014 A resolution appointing Council Members Harold J. Johnson, Jr., and Kerry J. Coley as Liaisons to the Housing Authority of the City of Orange Township.
- *178I-2014 A resolution appointing Council Members Harold J. Johnson, Jr., Kerry J. Coley & Donna K. Williams as Liaisons to the Governmental Operations Committee of the City of Orange Township.

- *179J-2014 A resolution appointing Council Members Kerry J. Coley, Tency A. Eason & Donna K. Williams as Members to the Policy and Planning of the City of Orange Township.
- *180A-2014 A resolution appointing Council Members Kerry J. Coley & Donna K. Williams
To the Board of School Estimate in the City of Orange Township.
- *181-2014 A resolution appointing Council Member Jamie Summers-Johnson as Liaison
to the Library of the City of Orange township.
- *182-2014 A resolution appointing Council Member Jamie Summers-Johnson as Liaison
to the YWCA of Essex and West Hudson Counties. **(Withdrawn)**
- *183-2014 A resolution appointing Council Member Tency A. Eason as Liaison
to the Alcoholic Beverage Control Board of the City of Orange Township.
- *184-2014 A resolution appointing Anthony D. Williams as a Citizen Member to the Public Works Committee of the City of Orange Township. (Sponsored by Hon. Harold J. Johnson)
- *185-2014 A resolution appointing Darrin Fisher to the City of Orange Township Historic Preservative Commission for a term of one (4) years commencing on August 6, 2014 through July 31, 2018. (Sponsored by Hon. Kerry J. Coley). **(Moved from Consent Agenda for Separate Vote).**
- *186-2014 A resolution designating East Orange/ Orange Record Transcript, Star Ledger and Local Talk as the official newspapers for the City of Orange Township, New Jersey
- *187-2014 A resolution to Amend the City of Orange Township CY 2014 Municipal Budget **(Moved from Consent Agenda for Separate Vote).**
- *188-2014 A resolution adopting the Calendar Year 2014 Municipal Budget (January 1, 2014- December 31, 2014) **(Moved from Consent Agenda for Separate Vote).**
- *189-2014 A resolution for emergency temporary appropriations to the Calendar Year 2014 Budget for the month of August. **(Withdrawn)**

- *190-2014 A resolution authorizing the refund of taxes due to State Board Judgments in the amount of \$29,682.72.
- *191-2014 A resolution authorizing the City of Orange Township to add 182 New Street and 231 Lincoln Avenue to its existing City of Orange Township abandoned properties list.
- *192-2014 A resolution authorizing a refund of \$700.00 to John Maher, 4 Trinity Drive, Livingston, NJ for a Certificate of Sales Inspection at 398 Main Street, Orange, NJ.
- *193-2014 An enabling resolution authorizing the application, approval and acceptance of a grant upon notification of approval by the Department of Public Works and Engineering from the State of New Jersey, Department of Environmental Protection Green Acres Programs for the 2014 City of Orange Township Multi-Park Development Project.
- *194-2014 A resolution approving the bill list for council meeting vote on August 6, 2014 dated August 1, 2014 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 7,186,113.85)
- *195-2014 A resolution appointing Hashim Garrett, from Orange, New Jersey as a member of the Housing Authority of the City of Orange Township, New Jersey for a term of (5) years. **(Moved from Consent Agenda for Separate Vote).**
- *196-2014 A resolution to honor the life of Former Councilman Nicholas C. Varanelli. (Sponsored by: The City of Orange Township Municipal Council)
- *197-2014 A Resolution authorizing the award of a non-fair an open contract with Remington & Vernick Engineers and Affiliates, 232 Kings Highway East Haddonfield, New Jersey 08033 for professional engineering services to prepare and submit an application to the New Jersey Department of Environmental Protection to obtain a permit to use Antiprex N40V at the Orange Park and Gist Place Treatment plants in the amount not to exceed \$3,500.00. (Sponsored by: Councilwoman Eason)

Motion by Councilwoman Eason, seconded by Councilwoman Summers-Johnson, to approve the Consent Agenda (with exceptions as noted) by the Township as follows: Approval of Resolutions: 170A-2014, 171B-2014, 172C-2014, 173D-2014, 175F-2014, 176G-2014, 177H-2014, 178I-2014, 179J-2014, 180A-2014, 181-2014, 182-2014, 183-2014, 184-2014, 186-2014, 190-2014, 191-2014, 192-2014, 193-2014, 194-2014, 196-2014, 197-2014

The Consent Agenda was unanimously approved as modified.

Deputy Clerk read resolution *174-2014, titled: A resolution appointing Council Members Kerry J. Coley & Donna K. Williams as Liaisons to the Essex County Council Municipal Exchange on behalf of the City of Orange Township.

Motion by **Councilman Corbitt** seconded by Councilwoman Eason approve to Resolution *174-2014.

On the Motion **Councilwoman Eason** asked if there were any concerns about the resolution.

Councilman Corbitt responded by stating his understanding of the Municipal Exchange and that there wasn't a need to assign anyone any council member can attend the meetings.

Councilwoman Eason stated that she was on the original team of the Exchange and commented on why the Exchange was formed and its objectives.

Councilman Corbitt stated that all Council Members will be notified of future meetings because they are on an email list.

Roll Call:

Ayes: Coley, Eason, Johnson, Jr., & Summers-Johnson

Nays: Corbitt

Absent: Gaunt-Butler & Council President Williams

Motion Carries

Deputy Clerk read resolution *185-2014, titled: A resolution appointing Darrin Fisher to the City of Orange Township Historic Preservative Commission for a term of one (4) years commencing on August 6, 2014 through July 31, 2018. (Sponsored by Hon. Kerry J. Coley).

Motion by Councilman Corbitt seconded by Councilwoman Summers-Johnson to approve Resolution *185-2014.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays:

Absent: Gaunt-Butler & Council President Williams

Motion Carries

Deputy Clerk read resolution *187-2014, titled: A resolution to amend the City of Orange Township CY 2014 Municipal Budget

Motion by Councilman Corbitt seconded by Councilwoman Summers-Johnson to approve Resolution *187-2014.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays:

Absent: Gaunt-Butler & Council President Williams

Motion Carries

Deputy Clerk read resolution *188-2014, titled: A resolution adopting the Calendar Year 2014 Municipal Budget (January 1, 2014- December 31, 2014)

Motion by Councilman Corbitt seconded by Councilwoman Summers-Johnson to approve Resolution *188-2014.

Roll Call:

Ayes: Coley, Eason, & Summers-Johnson

Nays: Corbitt & Johnson, Jr.,

Absent: Gaunt-Butler & Council President Williams

Motion Fails

On the Motion

Mr. Mapp stated it would be in the best interest of the City if the Council does a Motion to Re-Consider the resolution.

Councilwoman Summers-Johnson asked if there could be layoffs as a result of the resolution not passing.

Mr. Mapp stated that there could be layoffs. He further stated that he received approval for the Director of Local Government Services stating that everything was in order to adopt the budget.

Councilman Corbitt stated that the State had some questions regarding the budget.

Mr. Mapp responded by stating that all the State's questions were answered.

Motion to Reconsider by Councilman Corbitt, seconded by Councilwoman Summer-Johnson to Reconsider *188-2014

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays: none

Absent: Gaunt-Butler & Council President Williams

Motion Carries

Motion to Adopt by Councilman Corbitt, seconded by Councilwoman Summer-Johnson to adopt*188-2014

On the Motion Councilman Corbitt stated that this year's budget has been the most difficult he had witnessed in a very long time and that it was difficult for him to approve. He mentioned that the Fire Department and the Police Department did not get the amount of money they needed to operate. He also stated that he hoped in the near future that there would be more hiring to do away with the eight hundred thousand dollars this is being used for overtime.

Roll Call

Ayes: Coley, Corbitt, Eason, & Summers-Johnson

Nays: Johnson, Jr.,

Absent Gaunt-Butler & Council President Williams

Motion Carries

Deputy Clerk read resolution *195-2014, titled: A resolution appointing Hashim Garrett, from Orange, New Jersey as a member of the Housing Authority of the City of Orange Township, New Jersey for a term of five (5) years.

Motion by Councilman Corbitt seconded by Councilwoman Eason approve Resolution *195-2014.

Roll Call:

Ayes: Coley, Corbitt, Eason, Johnson, Jr., & Summers-Johnson

Nays: none

Absent: Gaunt-Butler & Council President Williams

Motion Carries

Other Pending Business

None

Motion to Adjourn

Councilwoman Corbitt moves to adjourn the meeting, seconded by Councilwoman Eason. The Motion to Adjourn was approved by a unanimous vote.

Adjournment Time: 11:30PM



Madeline F. Smith, RMC
Deputy Municipal Clerk



Donna K. Williams
Council President

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

**CITY OF ORANGE TOWNSHIP NEW JERSEY
REGULAR MEETING MINUTES
September 2, 2014**

A regular meeting of the City Council of the City of Orange, Township held in the Council Chambers 4th Floor of City Hall, 29 North Day Street, Orange, New Jersey, on Tuesday, September 2, 2014

The Deputy Municipal Clerk, lead the Pledge of Allegiance to the Flag.

Roll Call:

Present:

East-Ward Councilman Kerry J. Coley
At-Large Councilman Elroy A. Corbitt
North Ward Councilwoman Tency A. Eason
At-Large Councilwoman April Gaunt-Butler
West Ward Councilman Harold J. Johnson, Jr.
South Ward Councilwoman Jamie Summers-Johnson
At-Large Council President Donna K. Williams Arrived at 7:02pm

Also Present:

Madeline Smith, Deputy Municipal Clerk
Dan S. Smith City Attorney
Adrian Mapp, Director of Finance
Kevin D. Harris, Legislative Research Officer
Margaret Homere, Clerk's Office
Marty Mayes, Representing Administration

Councilwoman Summers-Johnson introduced 4th Grader Miss Page Boswell from Heywood Avenue School to lead with the Pledge of Allegiance.

The Deputy Municipal Clerk announces that 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 17, 2014, posted on the Bulletin Board in City Hall and filed in the Office of the Municipal Clerk.

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APPROVAL OF MUNUTES Tabled FROM AUGUST 6, 2014 MEETING

May 20, 2014 – Conference & Regular Council Minutes

Council members Coley, Johnson, Jr., and Summers-Johnson cannot vote because they were not Council members at that time.

MOTION TO LIFT MINUTES Tabled FROM AUGUST 6, 2014 MEETING

Motion by Councilman Corbitt, seconded, by Councilwoman Gaunt-Butler

ROLL CALL:

Ayes|: Corbitt, Eason, Gaunt-Butler & Williams

Nays: none

Motion Passes

Council members Coley, Johnson, Jr., and Summers-Johnson cannot vote because they were not Council members at that time.

MOTION TO ADOPT

A Motion was made by Councilman Corbitt, seconded by Councilwoman Eason.

ROLL CALL:

Ayes|: Corbitt, Eason, Gaunt-Butler & Williams

Nays: none

Motion Passes

June 4, 2014 – Conference & Regular Council Minutes

Council members, Coley, Johnson and Summers-Johnson cannot vote, because they were not Council members at that time.

MOTION TO ADOPT

A Motion was made by Councilman Corbitt, seconded by Councilwoman Eason.

ROLL CALL:

Ayes|: Corbitt, Eason, Gaunt-Butler, Williams

Nays: none

Motion Passes

June 17, 2014 – Conference & Regular Council Minutes

Council members, Coley, Johnson and Summers-Johnson cannot vote, because they were not Council members at that time.

MOTION TO ADOPT

A Motion was made by Councilman Corbitt, seconded by Councilwoman Eason.

ROLL CALL:

Ayes: Corbitt, Eason

Nays: none

Motion Passes

REPORTS:

Clerk's Office Report

Deputy Clerk Smith reported:

- July 2014 - \$153.40

CONSTABLE REPORTS

- Cutbert Harris-Month of July 2014 – No activity
- Darnell Brodie – Month of July 2014 – No activity
- Mohammed Toure-Month of June 2014 – No activity

OPRA REPORTS

Month of June 2014 – 29 OPRA received 108 completed and 7 outstanding.

Month of July 2014 – 25 OPRA received 91 completed and no outstanding.

- Councilman Corbitt asked if there were any penalties for the outstanding OPRA.
- Deputy Clerk stated that with all outstanding OPRA permission for extension were requested and granted by the requestor.

COUNCIL REPORTS

Council President Williams reported that the Finance Committee Meeting held a meeting and several topics were discussed as follows:

- The purchase of a used Fire Engine from the Township of Lebanon. They recommended purchase.
 - Councilwoman Eason requested the reason for the purchase of a used truck verse a new truck.
 - Deputy Chief Rothenberger responded stating that the purchase process of a new vehicle could take up to twelve months. He stated the purchase of a used vehicle would only take one week to ten days.

- Ordinance 18-2014, Mr. Wolfe explained the Consent Order. The Finance Committee recommended the passing of a Resolution waiving the twenty day time period reference in the Court Order.
- Resolutions 208, 209, 210, 211, 212, 213, 214 and 215 were discussed.
- Ordinance 17-2014 was withdrawn.
- Resolution 202-2014 was discussed and it was recommended that the information be posted on the City's website.
- Discussed proposed automation in the Clerk's Office they recommended moving forward on certain items.

Miscellaneous Business

- 593 Lincoln Avenue
- Empty Lot at Glenwood and William Street &
- 14 Williams Street.

Personnel Committee

Council President stated they were continuing interviews for the Registered Municipal Clerk's position.

Police Department

Councilman Corbitt stated that Director Sims would be present at the September 16th meeting and would be presenting his quarterly report.

Housing Authority

Councilman Johnson, Jr., stated there were no reports.

Fire Department

Councilman Coley stated there were no reports.

Board of Education

Councilwoman Eason stated that the Board held a meeting and discussed the Water Bill. As a result of the meeting the Mayor requested that the money that was taken from the Board be returned. She stated that an inventory of all the schools that had meters and those without would be done. The information would be presented to the Council Members and they would vote whether or not the Board of Education should pay for water.

- Councilman Coley asked if it was certain that the money would be returned to the Board of Education.

Councilwoman Eason asked if Bill Cosby's visit to Orange, NJ was pro bono.

- Mr. Mapp responded stating that there weren't any request for payment at that time, but will follow up for the next meeting.

Council President asked if the money was returned to the Board of Education.

- Mr. Mapp responded stating that he was waiting for direction from the Mayor.

COMMUNICATIONS AND PETITIONS

None

CITIZEN'S COMMENTS

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 (10) 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.

Jeffrey Feld, Local Businessman; 268 Main Orange, NJ wwwnj.com website

- Mr. Feld made comments regarding the budget.
- Mr. Feld made comments regarding the Agenda.

William R. Lewis, 688 Mosswood Avenue, Orange, NJ

- Mr. Lewis made comments on the Joyce Carnegie Scholarship Fund.
- Mr. Lewis made comments regarding the Agenda.
- Mr. Lewis had a question regarding Resolution 201-2014.
- Mr. Mapp responded to stating that he didn't have the Annual Debt Statement. He stated that City Clerk's Office would be able to provide Mr. Lewis with the Annual Debt Statement.

Bruce Mayer. 500 Berkeley Avenue, Orange, NJ

- Mr. Mayer made comments regarding Resolution 216-2014. He requested a copy of the Bill List.
- Mr. Mayer commented on the money that was taken from the Board of Education.
- Mr. Mayer made comments on the Budget.
- Council President stated that while City Hall was closed at 2:00PM on the Friday in question the Clerk's Office was open until 4:00PM and that the Agenda was submitted to Mr. Royster's Office.
- Mr. Mapp responded to an earlier request from Mr. Lewis stating he did have the documents that indicated that City's had \$11.8 million dollars in outstanding debt.

Katlalin Gordon, 211 Park Place, Orange, NJ

- Ms. Gordon stated that she made a number of inquires at the last meeting and received no response. Ms. Gordon commented on the Sunshine Law.
- Ms. Gordon commented the foreclosed properties in and asked was the reimbursement protocol for the City to redeem monies spent on banked owned properties
- Ms. Gordon commented on Resolution 209-2014.
- Ms. Gordon commented on Resolution 206-2014.
- Ms. Gordon commented on the Tax Lien Sale
- Mr. Mayes responded to her question regarding the bank owned properties as well as the vacant and abandoned properties.
- Mr. Mayes responded to her question about preventing vandalism at Colgate Pool.

- Mr. Mayes commented on her statement regarding non condemnation redevelopment area and suggested that she spoke with Don Meisel the City's Planner.

Gloria Stewart, 62 Hampton Terrace, Orange, NJ

- Ms. Stewart commented on communication system for the council meeting.
- Ms. Stewart commented on the Public Library and wanted a report.
- Ms. Stewart commented on the road condition on Day Street.
- Ms. Stewart commented on the new building being built on Oakwood Avenue.
- Ms. Stewart commented on recycling.
- Ms. Stewart commented on pest control regarding rodents in the City.
- Ms. Stewart commented on the Agenda specifically the used Fire Engine that would be purchased.
- Council President responded to her comment on the status of the B.A.
- Council President responded to her comment about Day Street stating that Public Service was doing work and that she was waiting for a response as to the overload of work they were doing in Orange and the status of street repairs.
- Mr. Mayes responded stating that the City repaired six (6) Streets and that they had one (1) more to be completed. He stated that some Streets were placed on the Bond ordinance.
- Mr. Mayes responded about Pest control issue. He stated that the City would bate the gutter for any resident who informed the Department of Public Works about rodent issue.
- Mr. Mayes responded to the question on recycling stating that it was based on the amount of money the City received.
- Councilwoman Summers-Johnson responded to Ms. Stewart's question regarding the Library. She stated that she took a tour and saw that children's area was up and running. She stated that the Library Board was going to be having a meeting and that she would give a report after that meeting.
- Ms. Stewart thanked Council Williams for assisting in getting the street light fixed on Oakwood Avenue.

Murphy Wilson, 362 Heywood Avenue, NJ

- Ms. Wilson stated that Berkeley Avenue roads in the South Ward needed cleaning.
- Ms. Wilson commented on Resolution 203-2014 regarding the Tax Lien Sale.
- Ms. Wilson commented on Resolution 206-2014 regarding the Planning Board conducting a public hearing to determine a redevelopment area.
- Ms. Wilson commented on items on the Bill List.
- Council President requested that Mr. Mayes followed up on the Street Cleaning on Berkeley Avenue.
- Council President asked Councilwoman Eason if she knew about Public Hearing as it pertains to Resolution 206-2014.
- Councilwoman Eason stated she had no information but that she would inquire.

MOTION TO CLOSE CITIZEN'S COMMENTS

Motion by Councilman Corbitt, seconded by Councilwoman Summers-Johnson to close Citizen's Comments. The motion carries unanimously to close Citizen's Comments.

COUNCIL COMMENTS

Councilman Coley suggested that the hours at City Hall to be extended for two days per month when The City Council held its meetings allowing residents who couldn't get there during normal business hours to do business.

Councilman Coley stated that he didn't agree with the \$1,000.00 fine the residents who had outstanding Water Bills had to pay.

Council President asked if Councilman Coley was referencing a Resolution or if the information was directly from the residents.

Councilman Coley stated that the information came to him directly from residents.

Council President asked Mr. Dan Smith, City Attorney if he was familiar with the \$1,000 fine and to respond.

Mr. Smith referenced the Municipal Cod as it pertained to prosecution for non-payment. He stated that the \$1,000 was the maximum fine according to the Municipal Code.

Council President suggested that Councilman Coley and Mr. Dan Smith get together to discuss the \$1,000 fine.

Councilman Corbitt stated that he would be having someone attend the next Council Meeting for a matter of discussion as to a new wave that was hitting the Country.

Council President asked Councilman Corbitt to put a hold on the matter of discussion until she consulted with an attorney.

Councilman Corbitt asked who's idea it was to have a student recite the Pledge of Allegiance.

Councilwoman Summers-Johnson responded that it was the Personnel Committee.

Councilman Corbitt commented on the process and proper protocol as to any idea that needed to be brought before the Council.

Councilman Corbitt requested that three items for a vehicle on Page 10 on the Bill List be removed until more information was provided.

Councilman Corbitt commented on the Ordinance that was already in place since 2006 where the order of the Council Meetings was changed regarding Council's response to question from the residents.

Councilman Corbitt commented on the damage being done to the street by PSE&G workers. He stated that there had been a number of calls to PSE&G regarding the smell of gas around the City of Orange and the that PSE&G were looking for those gas leaks.

Councilwoman Eason commented on the bad condition left by PSE&G of roads specifically Main Street between Jefferson and Scotland Road.

Councilwoman Eason stated that as the City moved forward with development they should look at the hiring practices of the developers. She stated that she wanted to see more workers from Orange and cultural diversity on the work sites.

Mr. Mayes stated that since the administration came into office a new Clause was placed in all of the Redevelopment Agreement that had been passed. The Clause stated that the developers needed to hire 30% of minority contractors or Orange Residents. He also stated that City was having a Job Fair on September 27, 2014.

Councilwoman Eason stated that they needed to pay more attention to the 30% of minority that would be hired to ensure culturally diversity.

Mr. Mayes responded stating that the 30% was a start, but that he agreed with Councilwoman Eason.

Councilwoman Eason commended Councilwoman Summers-Johnson for her efforts in having the student participated with the Pledge of Allegiance. She stated that the Board of Education Superintendent, Ronald Lee had a policy in place that allowed students to be involved in outside events.

Council President stated that she went to the RPM construction site and saw workers who were Orange Residents.

Mr. Mayes stated in the next few months there will be more workers on the construction site who were Orange Residents.

Councilwoman Gaunt-Butler took a moment to recognize and made kind remarks of the life of the Late Lewis Hassel who was recognized at the last Council Meeting.

Councilwoman Gaunt-Butler commented on the Budget and addressed the Council and asked if the Administration had been duly notified about overspending line items.

Council President responded stating that they did not have to be notified. She stated that Mr. Mapp should respond to the question.

Mr. Mapp responded stating that he was not aware of any over expenditures.

Councilwoman Gaunt-Butler stated that she met with all four tours of the Fire Department and that they had extended an invitation to Council and the Mayor to visit their training facility in Morristown to see their training first hand.

Councilwoman Gaunt-Butler asked Mr. Mapp if there was a date that the Council could expect to have the Auditor's Report.

Mr. Mapp responded stating that did not have a date, but he knew that the Audit had already been completed.

Councilwoman Gaunt-Butler stated it had been her expectation to know the net result of the corrective action plan.

Mr. Mapp stated that he had not seen the Audit at that time.

Councilwoman Eason asked Mr. Mapp if he was that the pension payments were behind.

Mr. Mapp stated he was aware and that as a result of the transition from ADP to the new payroll vendor. He stated that there were delays in them receiving the Quarterly Reports from ADP which delayed their Quarterly Submission to the State. He stated that the submission had been completed after getting the information from ADP, but he wasn't sure if the System was open at that time.

Councilwoman Eason asked if he was stating that they were up to date.

Mr. Mapp stated upon receiving the information from ADP they were able to complete the Quarterly Submission to the State which is also known as I.R.O.G. providing them with all the data they had pertaining to all payroll deductions.

Councilwoman Eason asked when was the submission completed.

Mr. Mapp responded stating that it was done a few weeks prior.

Councilwoman Eason requested that the pension payments be made on a monthly basis instead of quarterly.

Mr. Mapp responded stating that pensions were already being paid monthly.

Councilwoman Eason asked for verification that everything was current.

Mr. Mapp responded stating that everything was current.

Councilwoman Gaunt-Butler asked if it was possible that the Tax Assessor provided a report on the net results of the re-evaluation process on all the properties in Orange. She stated that during the process there was an estimated saving of \$723.00 to each tax payer and wanted know if they were still in line with the amount.

Mr. Mapp stated that he would arrange for the Tax Assessor to be at the next meeting to provide the current status of the re-evaluation that was completed on October of last year. He stated that the budget that was adopted had resulted in an average reduction of about five hundred dollars on the Municipal portion of the tax bill.

Council President asked the dollar amount which the house assessed providing the savings.

Mr. Mapp stated that it was assessed at \$175,000.00.

Council President stated if a resident already had a tax appeal it wouldn't apply.

Mr. Mapp stated that there were some tax payers who had an increase in their Municipal Taxes.

Council President requested that the Tax Assessor be present at the next meeting.

Mr. Mapp responded stating that he would inform him to be present.

Councilwoman Gaunt-Butler stated that she had a question that came from a resident asking if the Budget was approved by the State.

Mr. Mapp responded with a yes stating that the State did authorize the adoption of the 2014 Calendar Year Budget.

Councilwoman Gaunt-Butler commented that they were authorized, but not approved. She asked if there was any more paperwork that needed to be done.

Mr. Mapp responded stating that there was nothing left to do.

Councilwoman Gaunt-Butler asked if there would be discussions about Water/Utility.

Council President stated that there would be a discussion if an item was walked onto the Agenda.

Councilwoman Gaunt-Butler made an announcement of a re-dedication ceremony that would be taken place on September 28th at Union Baptist Church. She stated that it was for the Church Organ that had not been in service for 50 Years.

Councilman Johnson, Jr. requested that Resolution 206-2014 removed.

Councilwoman Summers-Johnson stated that if there were any issues in the South Ward the residents should contact her first either through clerk's office, cell phone or her email address. She stated that at the last meeting she mentioned that she would be using Heywood Avenue School for the South Ward meetings and was waiting for an answer from the Board to approve the dates. She stated that the first meeting would be on October 16th and that she would like the residents to give her their concerns prior to the meeting so that she could have individuals present to have their questions answered.

Councilwoman Summers-Johnson, Jr., announced that there would be an Expungement Program at the library on September 12, 2014 at 4:00P.M. .

Councilwoman Summers-Johnson stated that she was in contact with the Cleveland School principal for having a student appear at the Council meeting.

Councilwoman Summers-Johnson commented that 3,000 residents did not vote in the last Council election and that her goal was to get individuals comfortable with Government and to turn those numbers around and letting residents know that the power was in their vote.

Councilwoman Summers-Johnson gave out her cell number and email address and promise to get back to them within 24 hours.

Councilwoman Eason requested that the Clerk's office do updated all Council members' phone numbers and email addresses and to provide the update to all Council members.

Councilwoman Eason requested that Councilwoman Summers-Johnson let her know if would be inviting Cleveland Avenue School from her North Ward.

MOTION TO EXTEND THE MEETING

Motion by Councilwoman Eason and seconded by Council President Williams to extend the meeting. The motion carries unanimously.

ROLL CALL:

Ayes: Coley, Eason, Summers-Johnson, Williams

Nays: Corbitt, Gaunt-Butler, & Johnson, Jr.,

Motion Passes

Councilwoman Eason asked Mr. Mapp to step up to the podium to clarify his communication with Mr. Feld regarding the Budget.

Mr. Mapp stated he never had any communication with Mr. Feld.

Council President asked how was the City notified by the State.

Mr. Mapp stated that the State communicated with the Budget Consultant.

Council President asked Deputy Chief Rothenberger to answer the question from a resident as to the reason The Fire Department would purchase and used 1996 Fire Engine Truck and also to state the used Fire Truck's condition.

Deputy Chief Rothenberger responded stating that there was a letter attached stating the maintenance log for the used vehicle and that it was in good condition.

Council President asked the time frame to purchase a new vehicle.

Deputy Chief Rothenberger stated that it would take between nine to twelve months to purchase a new vehicle.

Council President asked if the process had already started.

Deputy Chief Rothenberger stated that the process had already begun.

Council President commented on a few items.

- She stated that she was able to sit in on various conversations and that Dr. Cosby went through the community and extended himself very graciously doing several meetings and answered questions based on his wisdom.
- She commented that Actor, Danny Glover was in Orange that night doing another back to school event at the old Fire House on Forest Street. She stated that the Mayor was in attendance that event.
- She stated that the Council appreciated both gentlemen who were advocates for Education appearance in the City as the new school year approached. She stated that she hoped that the community would attend the event and receive the wisdom and move forward with the suggestion that was given.
- She stated the Library was sponsoring many community events and that they would be doing the Raising of the Jamaica Flag for the first time in the City of Orange and it was expected to be done next year 2015.
- She apologized to Councilwoman Eason and Councilman Corbitt for the Personnel Committee not informing the other Council Members of the Student attendance at the Council Meeting. She thanked them for their comments and input.

ORDINANCES—SECOND READING/PUBLIC HEARING

16-2014 An Ordinance to transfer 162 Central Place (Block 3304, Lot 21) to Lamont Bryant
(Withdrawn by Administration)

ORDINANCE INTRODUCTION /FIRST READING

17-2014 A Bond ordinance amending and supplementing bond ordinance number 8-2008 (which provides for improvements to the City of Orange Mountain Wells, the Chestnut Street Treatment Facility and High Pump Station) heretofore finally adopted by the City Council of the City of Orange Township, in the County of Essex, State of New Jersey, on May 20, 2008 to increase the appropriation therein by \$1,500,000 and to increase the authorization of bonds and notes therein by \$1,500,000. B (Withdrawn by Administration to walk another Ordinance)

18-2014 An ordinance to amend the Code of the City of Orange Township, Chapter 88-1 entitled "Fees" for Certificates of Habitability.

MOTION TO ADOPT FIRST READING

Motion by Councilman Corbitt, seconded, by Councilwoman Gaunt-Butler

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

Public Hearing None

MOTION TO WALK ON ORDINANCE 19-2014

Motion by Councilwoman, Summers-Johnson seconded, by Councilman, Johnson, Jr.

19-2014 A Bond Ordinance Amending and Supplementing Bond Ordinance Number 8-2008 (which provides for improvements to the City of Orange Mountain Wells, The Chestnut Street Treatment Facility and High Pump Station) Heretofore finally adopted by The Council of the City of Orange Township, in the County of Essex, State of New Jersey, on May 20, 2008, to reappropriate an additional \$1,500,000 in excess bond proceeds not needed for their original purpose from Bond Ordinance Number 22-2002 to finance the costs thereof.

ON THE MOTION

Councilman Corbitt stated that he didn't see a difference between the 19-2014 Ordinance and the previous Ordinance on the specifics of the work that had to be done at the Water Pump Station.

Council President asked Mr. Mayes if would be able to comment on the work portion of the Ordinance.

Mr. Mayes stated that the Ordinance wasn't for work because the work had already been done. He stated that Mr. Mobley could speak more about the project.

Council President asked Mr. Mobley to step to the podium to give a summary on history.

Mr. Mobley stated that Ordinance was pertained to the Pump Station and that original Ordinance was for \$30 million dollars when the City took back the water operations. He stated that there were a number of repairs that needed to be made and those repairs were completed with about \$3 million dollars left in the account. He stated that the \$1.5 million dollars would pay for creation of the new Pump Station that had already started in 2010 and was already completed.

Council President asked Mr. Mapp if he wanted to add any comments on the Ordinance.

Mr. Mapp stated that the Ordinance was to simply to provide funding so that they would be able to pay the \$1.2 million dollars in outstanding obligations for work that had already been done.

Councilman Corbitt stated that he thought that the original amount to be borrowed was for \$12 million dollars and not \$1.5 million dollars.

Mr. Mapp stated that it was around \$1.2 million dollars that was owed to the vendor but there were other costs involved.

Councilman Corbitt stated that there was a substantial increase in the amount from \$1.2 million dollars to \$1.5 million dollars. He stated that he wanted to know exactly what items were projected in the Supplement Bond Ordinance and specifically how the \$300,000.00 would be used.

Mr. Mapp stated that there was a cost known as Section 20 for professional service such as legal, accounting, and the Bond Council that is outstanding which needed to be paid. He stated that they would be able to provide the specifics.

Councilman Corbitt stated that the Council needed to rescind the approval of the \$1.2 million dollars before they could entertain the new Ordinance.

Mr. Mapp stated that they didn't want the Council to act on Ordinance 17-2014 because there wasn't a need for the loan, but to instead move money that they already had for an existing purpose without incurring any additional debt.

Councilman Corbitt stated that it should be spelt out clearly in the Bond Ordinance as to how the money would be used.

Mr. Mapp stated that the money would be used for any outstanding debt and any Section 20 cost.

Councilman Corbitt stated that it needed to be spelt out.

Council President asked Mr. Everett Johnson, Bond Council for The City of Orange to step to the podium.

Mr. Johnson asked council president to repeat the question.

Council President stated that the additional \$200,000.00 was listed as Section 20 cost in the new Bond Ordinance, she asked Mr. Johnson to explain the use of the additional \$100,000.00.

Mr. Everett Johnson stated he that wouldn't be able to answer the question as to the use of the funds. He stated that he created the Ordinance based on the numbers that were given to him and that he had no involvement with the project itself.

Council President asked Mr. Johnson to explain the \$200,000.00 list as additional Section 20 cost.

Mr. Johnson stated it was what he knew to be the estimate of soft cost that Mr. Mapp mentioned. He stated that he did not know what the soft costs were because he wasn't involved with the project, but that it was normal for a Bond Ordinance with expense to be bumped up to include other soft cost such as engineering cost.

Council President asked if the monies were to be utilized for any other expense other than what it was listed would it be returned to the Council.

Mr. Johnson stated that to be correct. He stated the City Council would need to do an amendment for use of any additional funds to be used for a new purpose.

Mr. Johnson gave additional information to clarify the 17-2014 Bond Ordinance and the new 19-2014 Bond Ordinance.

Councilman Corbitt stated that his only concern was that the authorization done by the Council for the \$1.2 million dollars be rescinded. He stated that the \$1.2 million dollars was still tied into the new Bond Ordinance.

Mr. Johnson stated that he understood that there wasn't any movement taken to approve the \$1.5 million dollars Ordinance. He stated that he thought the Ordinance was tabled.

Council President clarified by stating that authorization had been given to apply for a loan and that the process was stopped.

Mr. Mapp confirmed that Council President was correct in her statement and that the Resolution needed to be rescinded.

Council President stated that they were withdrawing the authorization.

Councilman Corbitt stated that they needed go back and rescind the loan authorization before entertaining the Ordinance.

Mr. Mapp stated that rescinding of the resolution which authorized the loan could be rescinded at anytime.

Councilman Corbitt stated that he preferred the rescinding be done first.

Council President offered to walk on the resolution to withdraw so that it would be rescinded that night.

Councilman Corbitt stated that it wouldn't be wise to walk on the Resolution.

Council President asked Councilman Corbitt if he heard attorney Johnson referring to pending litigation.

Councilman Corbitt confirmed that he did hear that.

Council President stated that she needed a motion to go into Executive Session.

Councilman Corbitt stated that he didn't need to go into Executive Session.

Mr. Mayes stated that the administration cannot borrow money from the State unless capital Ordinance was adopted.

Councilwoman Eason commented that she agreed with councilman Corbitt about the Resolution needing to be rescinded. She stated that if there was a vendor that needed to be paid that it was only fair that he got paid. She further stated the Council should approve the 19-2014 Ordinance since it was approved by the Bond Ordinance Attorney. She stated that the Council should wait until the next Council Meeting to rescind the Resolution which authorized the loan.

Councilman Corbitt stated that he was ok with Councilwoman Eason's suggestion. He stated that he forgot there would be a Second Reading.

Council President stated for clarification the there has to be an authorization to spend and that there was none.

Council President asked if there were any other question from administration or the attorneys. Seeing None

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

MOTION TO ADOPT FIRST READING

19-2014 A Bond Ordinance Amending and Supplementing Bond Ordinance Number 8-2008 (which provides for improvements to the City of Orange Mountain Wells, The Chestnut Street Treatment Facility and High Pump Station) Heretofore finally adopted by The Council of the City of Orange Township, in the County of Essex, State of New Jersey, on May 20, 2008, to reappropriate an additional \$1,500,000 in excess bond proceeds not needed for their original purpose from Bond Ordinance Number 22-2002 to finance the costs thereof

Motion by Councilman Corbitt, seconded, by Councilwoman Eason

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson, & Williams

Nays: none

Motion Carries

PUBLIC HEARING (Scheduled for October 7, 2014)

CONSENT AGENDA

The Deputy Clerk Read: 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 *200- 2014-*216-2014

- *200-2014 A resolution supporting the elimination of Stigma associated with mental health issues.
- *201-2014 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 (I) a bond ordinance under the provisions of the Municipal Qualified Bond Act, N.J.S.A. §40A:3-1 and (II) the city's participation in the year 2015 New Jersey Environmental Infrastructure Trust Financing Program pursuant to the provisions of N.J.S.A. §58:11B-9(a). **(Withdrawn)**
- *202-2014 Resolution of the City of Orange Township directing the undertaking of a continuing disclosure review and authorizing participation in the municipalities continuing disclosure cooperation initiative of the Division of Enforcement of the US Securities and Exchange Commission.

- *203-2014 Resolution authorizing the City of Orange to receive bids for the sale of various tax sale certificates, including subsequent municipal liens, held by the City of Orange and accept the most responsible bid. **(Removed From Consent Agenda for Separate vote)**
- *204-2014 A resolution authorizing the refund of taxes due to state board judgments in the amount of \$15,191.52.
- *205-2014 A resolution of support for speed limit reduction along Freeway Drives East and West in the City of Orange Township.
- *206-2014 A resolution authorizing the City of Orange Township Planning Board to conduct a public hearing for the purpose of determining whether select properties contiguous to Lincoln Avenue, Highland Avenue, Clarendon Place, Carteret Place and Lighthipe Place meet the criteria for a non-condemnation redevelopment area as defined by the local redevelopment and Housing Law including Chapter 159. **(Removed From Consent Agenda for Separate vote)**
- *207-2014 A resolution authorizing the awarding of a contract between the City of Orange Township and Yannuzzi Group, Inc., 152 Rte. 206 Hillsborough, New Jersey 08844 for the demolition of 204 Central Place in the amount not to exceed \$19,500.00.
- *208-2014 A resolution authorizing an addendum to Resolution #168-2013 to Carroll Engineering, 105 Raider Boulevard, Suite 206, Hillsborough, New Jersey 08844 NJDOT 2012 roadway improvements to Conover Terrace and Monroe Street in an amount not to exceed \$7,500.00.
- *209-2014 A resolution authorizing the award of a non-fair and open contract with Always Bright Clean Spotless, Corp., DBA/ABC's Pool Service, 355 Riverlawn Drive, Wayne, New Jersey 07470 to repair the pool, supply and install one (1) Meyco Safety Pool Cover for Colgate Park Pool in the amount not to exceed \$10,850.00.
- *210-2014 A resolution authorizing Change Order No. 2-Final to modify the contract for the project known as the Central Avenue Playground Baseball Field Improvements in the amount not to exceed \$25,453.28.
- *211-2014 A resolution authorizing the award of a non-fair and open contract with Remington & Vernick Engineers, 300 Penhorn Avenue, 3rd Floor, Secaucus, New Jersey 07094 to provide professional engineering, surveying, design and construction inspection services for the 2014 Open Space Trust-Central Avenue Playground's Baseball Field Light Improvements, Phase II in the amount not to exceed \$20,855.00
- *212-2014 A resolution authorizing the awarding of an agreement to Foley Incorporated, 855 Centennial venue, Piscataway, New Jersey 08855 for preventive maintenance services for the generator located at the Freddie Polhill Law and Justice Complex, 25-29 Park

Street, Orange, New Jersey 07050 commencing August 1, 2014 through July 31, 2015 in the amount not to exceed \$3,499.84. **(Removed From Consent Agenda for Separate vote)**

- *213-2014 A resolution authorizing the award of a non-fair and open contract with Maser Consulting PA, 400 Valley Road, Suite 304, Mount Arlington, New Jersey 07856 to provide professional engineering, design and construction administration services for the 2014 CDBG Central Park – Spray & Play in the amount not to exceed \$34,750.00.
- *214-2014 A resolution authorizing the awarding of a contract for the 2013 CDBG Colgate Park Redevelopment /Environmental Capping Project to SCE Environmental Group, 1380 Mt Cobb Road, Jefferson Township, Pennsylvania 18436 in the amount not to exceed \$256,183.51.
- *215-2014 A resolution authorizing the purchase of (1) 1996 Spartan Fire Engine from Lebanon Fire Company, 88 Main Street, Lebanon, New Jersey 08833 to be used by the City of Orange Fire Department an amount not to exceed \$35,000.00
- *216-2014 A resolution approving the bill list for council meeting vote on September 2, 2014 dated August 29, 2014 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 9,527,590.94). **(Removed From Consent Agenda for Separate vote)**

MOTION TO ADOPT CONSENT AGENDA:

Motion by Councilman Corbitt, seconded by Councilwoman Gaunt-Butler, to approve the Consent Agenda (with exceptions as noted) by the Township as follows:

Approval of Resolutions:

200-2014, 202-2014, 204-2014, 205-2014, 207-2014, 208-2014, 209-2014, 210-2014, 211-2014, 213-2014, 214-2014 & 215-2014

*The Consent Agenda was unanimously approved as modified.

Council President read *203-2014 titled: A Resolution authorizing the City of Orange to receive bids for the sale of various tax sale certificates, including subsequent municipal liens, held by the City of Orange and accept the most responsible bid.

Motion by Councilwoman Corbitt, seconded by Councilman Johnson to approve Resolution *203-2014

ROLL CALL:

Ayes: Corbitt,

Nays: Coley, Eason, Gaunt-Butler Johnson, Jr., Summers-Johnson & Williams

Motions Doesn't Carry

Council President read *206-2014 titled: A resolution authorizing the City of Orange Township Planning Board to conduct a public hearing for the purpose of determining whether select properties contiguous to Lincoln Avenue, Highland Avenue, Clarendon Place, Carteret Place and Lighthipe Place meet the criteria for a non-condemnation redevelopment area as defined by the local redevelopment and Housing Law including Chapter.

MOTION TO TABLE by Councilwoman Eason, seconded by Councilman Corbitt to Table Resolution *206-2014

ROLL CALL:

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: none

Motion Passes

Councilman Corbitt requested to rescinded his vote for Resolution 203-2014

MOTION TO RE-OPEN RESOLUTION 203-2014

Motion by Councilwoman Summers-Johnson, seconded by Councilwoman Eason

ROLL CALL:

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: none

Motion Passes

A MOTION FOR A NEW VOTE FOR RESOLUTION 203-2014

Motion by Councilwoman Eason seconded by Councilwoman Summers-Johnson

ROLL CALL

Ayes: none

Nays: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Motion Does Not Carry

Council President read *212-2014. A resolution authorizing the awarding of an agreement to Foley Incorporated, 855 Centennial venue, Piscataway, New Jersey 08855 for preventive maintenance services for the generator located at the Freddie Polhill Law and Justice Complex, 25-29 Park Street, Orange, New Jersey 07050 commencing August 1, 2014 through July 31, 2015 in the amount not to exceed \$3,499.84.

Motion by Councilman Corbitt seconded by Councilwoman Gaunt-Butler

ON THE MOTION

Councilman Corbitt asked Mr. Mayes if he knew the size of the generator.

Mr. Mayes stated that he didn't know the size of hand, but that it was the main generator. He stated that he would find out the size.

Councilwoman Eason asked if the generator was one of the new ones bought after Hurricane Sandy. Mr. Mayes stated that it wasn't and that what they bought was compressors and not generators. Councilman Johnson stated that he wanted to reiterate that he was abstaining himself. He stated that they were one of his clients.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Summers-Johnson & William

Nays: none

Abstain: Johnson, Jr.

Motion Passes

Council President read * 216-2014 A resolution approving the bill list for council meeting vote on September 2, 2014 dated August 29, 2014 and approving checks issued by the Finance Department in accordance with Ordinance 2-95 (Grand Total: \$ 9,527,590.94).

Motion by Councilman Corbitt, seconded by Councilwoman Gaunt-Butler

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

RESOLUTIONS TABLED FROM AUGUST 6-2014 MEETING

*185-2014 A resolution appointing Darrin Fisher to the City of Orange Township Historic Preservative Commission for a term of one (4) years commencing on August 6, 2014 through July 31, 2018. (Sponsored by Hon. Kerry J. Coley).

MOTION TO LIFT FORM TABLE

Motion by Councilman Corbitt, seconded by Councilman Johnson, Jr.

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

MOTION TO ADOPT:

Motion by Councilman Corbitt, seconded by Councilwoman Gaunt-Butler

ON THE MOTION

Councilwoman Eason commented that the reason the Resolution was tabled prior was because they were waiting for an answer from the Clerk's Office stating whether it was two organizations or one.

Council President responded stating that there was only one organization.

Councilwoman Eason stated that she needed more clarification on the name of the Organization.

Council President stated that it was same organization Ms. Karen Wells was placed on and the same the same one Councilwoman Eason placed Mr. Cordell on.

Councilwoman Eason stated that Mr. Cordell's Resolution was never done.

Council President asked Attorney, Kevin Harris to step up to the podium. She asked him if he Mr. Harris stated that he did remember creating the Ordinance.

Council President asked if he had created one Ordinance for the Creating of the Commission and another for how the appointments were going to be made.

Mr. Harris confirmed that to be true.

Council President asked Councilwoman Eason if the appointments that were made were not made under the Historic Preservation Commission.

Councilwoman Summers-Johnson stated that at the August 6th meeting the Resolution had a different name.

MOTION TO TABLE

Motion by Councilwoman Eason, seconded by Councilwoman Gaunt-Butler

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., & Summers-Johnson

Nays: Williams

Motion Passes

- *195-2014 A resolution appointing Hashim Garrett, from Orange, New Jersey as a member of the Housing Authority of the City of Orange Township, New Jersey for a term of (5) Years.

MOTION TO LIFT FORM TABLE:

Motion by Councilman Corbitt, seconded by Councilwoman Summers-Johnson

ROLL CALL

Ayes: Coley, Corbitt, Eason, Gaunt-Butler, Johnson, Jr., Summers-Johnson & Williams

Nays: None

Motion Passes

MOTION TO ADJOURN

Motion by Councilwoman Summers-Johnson seconded Councilwoman Eason

ADJOURNMENT TIME: 1 1:30P.M.



Madeline F. Smith, RMC
Deputy Municipal Clerk



Donna K. Williams
Council President