

THIS WAS A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD IN THE COUNCIL CHAMBERS, CITY HALL, 29 NORTH DAY STREET, ORANGE, NEW JERSEY, ON WEDNESDAY, JUNE 5, 2019 FOLLOWING THE CONFERENCE MEETING.

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

Roll Call:

Present:

Councilman Tency A. Eason, North Ward
Councilman Christopher Jackson, At-Large
Councilman Harold Johnson, Jr. West Ward
Councilwoman Jamie Summers-Johnson., South Ward
Councilwoman Donna K. Williams, At-Large
Councilwoman Adrienne Wooten, At-Large
Council-president Kerry Coley, East Ward

Also Present:

Joyce L. Lanier, City Clerk
Chris M. Hartwyk, Business Administrator
Gracia R. Montilus, Acting City Attorney
Marty Mayes, Planning and Public Works Director
Todd Warren, Police Director
Chief Almendinger, Fire Department
Marlin G. Townes, Legislative Research Officer
Lisette Sanchez, Records Support Technician

Absent: Councilwoman Adrienne Wooten, At-Large

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 12, 2018, posted on the Bulletin Board in City Hall and filed in the Office of the City Clerk.

APPROVAL OF MEETING MINUTES

April 2, 2019 – Conference and Regular Meeting Minutes

**Motion to approve the Conference and Regular meeting minutes from April 2, 2019 by Councilwoman Williams, seconded by Councilman Jackson.
The motion was approved unanimously**

April 16, 2019 – Conference and Regular Meeting Minutes

Motion to approve the Conference and Regular meeting minutes from April 16, 2019 by Councilwoman Williams, seconded by Councilwoman Summers-Johnson.

(Council Members Johnson, Jr. and Wooten were not in attendance and cannot vote)

Roll Call:

Ayes: Eason, Jackson, Summers-Johnson, Williams, Coley

Nays: None.

Abstain: Johnson, Jr., Wooten

Absent: None.

Motion Carries.

REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION 2019. None.

CONSTABLE REPORTS – None.

OPRA REPORTS – None.

COUNCIL REPORTS

Finance: Councilwoman Williams read into the record the Finance Committee Minutes on June 3, 2019. In addition, the Business Administrator reported that the Washington Fire House had been closed. There was an oil tank leak and contamination has occurred. Internal discussions are being made to decide what is the best remediation. Councilwoman Eason and the Business Administrator spoke about the recently closed firehouse and future plans. The Budget Hearings will begin on Saturday, June 8, 2019 at 9:00 a.m. Spoke about the cleanup efforts in the city.

Planning: No report

ABC: No report

Library: The Business Administrator advised the Library Director will be present for the hearing.

Housing: No report.

Public Works: No report.

Police: Captain Vitiello advised Officer assigned to the school just received an employee of the month award. Discussions took place regarding issues with ATVs in the city and what needs to be done.

Fire: Deputy Chief Almandinger advised new recruits had been placed on active duty.

Council President directs Clerk to file reports.

COMMUNICATIONS AND PETITIONS - None.

CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

The City Clerk made 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 Five (5) 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.

The following residents and business owners made comments.

Jeffrey Feld, 268 Main Street. Delivered heads up memo with questions and comments. Made comments regarding legislation on the agenda and budget.

Motion by Councilman Johnson, Jr., seconded by Councilwoman Williams, to close the citizen comments.

The Motion was unanimously approved.

COUNCIL COMMENTS

Councilwoman Summers-Johnson thanked Councilwoman Wooten for helping with the community meeting. She thanked the Business Administrator for setting up the meeting with the County to discuss her Orange Park concerns.

Councilwoman Williams spoke about the successful citywide cleanup. She reminded residents Spoke about the low turnout in Orange for the Primary Election. Spoke about the recycling products garden on the School property at Lincoln Ave.

Councilwoman Wooten spoke about 2) Cataract Month, 3) Pride Month, 4) She attended the Public Works meeting. Will be having a gardening tour. Environmental Club will be starting up soon.

Councilwoman Eason – Stem Conference regarding PTech. Requested from Attorney Townes that he report back to the Council on what the function of the finance committee is.

Councilman Jackson thanked the resident that had participated in the city cleanup.

Johnson, Jr. recognized Lincoln Avenue school garden presenters .

Councilwoman Williams thanked Mr. Raymond Wingfield from DPW and the Police escorts that help during the cleanup day.

Council President Coley: The Business Administrator and Council President spoke about the new vehicle gas plan that is taking place and will save the city money. Suez contract capital improvement credit. The Council President asked if the water main breaks were part of the credit. The Business Administrator stated they were not. They spoke about current contracts and being in compliance with the state. The Business Administrator and the Mayor will determine who is in charge of the contract compliance. They spoke about the amendment to Resolution 204-2019, the East Orange water contract. It is a 10 year contract. It is less expensive than the American Water contract.

ORDINANCES–SECOND READING/PUBLIC HEARING

12-2019 An ordinance to amend the Code of the City of Orange Township, Chapter 200, “Vehicles and Parking”, Article II, entitled “Parking” to establish requirements to obtain residential parking permits. (Sponsored by Council Member Kerry J. Coley) (POSTPONED FROM THE 04/16/2019, 05/07/2019 AND 05/21/2019 REGULAR MEETINGS)

The Chair declared the time open for a hearing on Ordinance Number 12-2019.

Seeing no one, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Johnson, Jr.

The motion was approved unanimously.

Motion to adopt Ordinance Number 12-2019 by Councilman Jackson, seconded by Councilwoman Williams.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

21-2019 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-52-1 Handicapped Parking Spaces (192 Park Place)

The Chair declared the time open for a hearing on Ordinance Number 21-2019.

Seeing no one, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Jackson.

The motion was approved unanimously.

Motion to adopt Ordinance Number 21-2019 by Councilman Jackson, seconded by Councilwoman Williams.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

22-2019 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled ‘Vehicles and Traffic’, Section 200-44 Bus Stops Designated (North Day Street & White Street).

The Chair declared the time open for a hearing on Ordinance Number 22-2019.

Seeing no one else, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Johnson, Jr.

The motion was approved unanimously.

Motion to adopt Ordinance Number 22-2019 by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

23-2019 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled "Vehicles and Traffic", Section 200-46, Schedule XV, Prohibited Turns at Intersections.

The Chair declared the time open for a hearing on Ordinance Number 23-2019.

Seeing no one else, the Chair declared the time closed.

Motion to close the public hearing by Councilwoman Williams, seconded by Councilman Johnson, Jr.

The motion was approved unanimously.

Motion to adopt Ordinance Number 23-2019 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

ORDINANCES INTRODUCTION/FIRST READING

25-2019 An ordinance rescinding Ordinance No. 36-2018 and terminating the financial agreements with Carthage NJ Arlington LLC for payment in lieu of taxes pertaining to the property identified as Block 491, Lots 18 and 19 on the official tax map of the City.

Motion that Ordinance 25-2019 be introduced on first reading and that the public hearing would be held on July 16, 2019 by Councilman Johnson, Jr., seconded by Councilwoman Williams.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

26-2019 An ordinance rescinding Ordinance No. 25-2017 and terminating the approval of a tax exemption for a thirty (30) year period and terminating the authorization of an executed financial agreement between the City and Walter G. Alexander Village IV Urban Renewal LLC.
(Postponed to the June 18th meeting)

27-2019 An ordinance to amend the code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 46, Schedule XV (Prohibited Turns at Intersections).

Motion that Ordinance 27-2019 be introduced on first reading and that the public hearing would be held on July 16, 2019 by Councilman Jackson, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

28-2019 An ordinance of the Municipal Council of the City of Orange Township adopting the Lincoln-Highland Avenue Redevelopment & Rehabilitation Plan pursuant to N.J.S.A. 40A:12A-7(e).

Motion that Ordinance 28-2019 be introduced on first reading and that the public hearing would be held on July 16, 2019 Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

29-2019 A capital ordinance appropriating \$85,000 from the Capital Improvement Fund to pay for energy efficient improvements to various city facilities, in and by the City of Orange Township, in the County of Essex, State of New Jersey.

The Clerk read the amended section into the record.

Motion that amended Ordinance 29-2019 be introduced on first reading and that the public hearing would be held on July 16, 2019 by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

The Clerk commented that if the July 16th date changes the advertisement will be republished for the public hearing.

CONSENT AGENDA**The City Clerk read the following statement.**

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 request, in which event, the item will be removed from the general order of business and considered in its normal sequence of the agenda.

- *182-2019** A resolution rescinding resolution 160-2017 adopted April 25, 2017 authorizing a redevelopment agreement between the City of Orange Township, the Housing Authority for the City of Orange, and the Orange Housing Redevelopment Corporation. (POSTPONED FROM THE 05/21/2019 REGULAR MEETING) (Postponed to June 18, 2019)
- *184-2019** A resolution to enter into contact with Mr. Justice Rountree of 360 Poetry Night for spoken word hosting and presentation services in an amount not to exceed \$4,000.00. (POSTPONED FROM THE 05/21/2019 REGULAR MEETING) (Postponed to June 18, 2019)

RESOLUTION NUMBERS *194-2019 THROUGH *207-2019

- *194-2019** A resolution appointing Antoinett Hall as a member to the Citizen's Budget Advisory Committee for Calendar Year 2019 municipal budget process. (Sponsored by Council Member Kerry J. Coley)
- *195-2019** A resolution appointing Jeffery Wingfield as a member of the Citizen's Budget Advisory Committee for Calendar Year 2019 municipal budget process. (Sponsored by Council Member Adrienne Wooten)
- *196-2019** A resolution to enter into a Memorandum of Agreement with Jim Matarazzo of Matarazzo Farms to provide locally sourced fruit and vegetable services for the Orange Farmer's Markets.
- *197-2019** A resolution celebrating African American Heritage Week. (Sponsored by Council Member Donna K. Williams)
- *198-2019** A resolution for Emergency Temporary Appropriations #4 to the Calendar Year 2019 Budget.
- *199-2019** A resolution celebrating Father's Day and recognizing Matt Mulligan, Jr. (Sponsored by Council Member Donna K. Williams)
- *200-2019** A resolution authorizing Maser Consulting, P.A., 331 Newman Springs Road, Suite 203, Red Bank, New Jersey 07701 to provide professional engineering services and analysis conditions for the Colgate Park pool in an amount not to exceed \$6,000.00.

- *201-2019** A resolution to accept grant funds from the New Jersey Department of Agriculture for the 2019 Summer Food Service Program (SFSP) for the amount of \$281,814.80.
- *202-2019** A resolution authorizing the awarding of a contract to Pugliese Pool Service, Inc., 15 Standish Avenue, West Orange, New Jersey 07052 for the 2019 maintenance of pools and spray park in an amount not to exceed \$49,904.00.
- *203-2019** A resolution authorizing Change Order No. 1 to modify the contract for the project known as the NJDOT'18 various roadway improvements for additional drainage improvements and additional curb improvements along Mc Chesney Street and Lakeside Avenue in the amount not to exceed \$133,645.88.
- *204-2019** A resolution authorizing the City of Orange Township to negotiate and enter into an agreement with the East Orange Water Commission for the bulk sale and purchase of water for a period of ten (10) years.
(Removed for a separate vote)
- *205-2019** A resolution granting developer designation for Peek Development, L.L.C., as a developer within the Reock Street Redevelopment Area.
- *206-2019** A resolution approving the bill list for council meeting vote on June 5, 2019 dated May 30, 2019 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$2,291,690.44)
- *207-2019** A resolution amending Resolution 107-2019 and authorizing the amendment of the professional services agreement entered into by the City of Orange Township and 1st Choice Financial Group LLC for asset management assessment consulting services with regard to the City of Orange Township's water and sewer infrastructure from an amount not to exceed \$35,000.00 to an amount not to exceed \$225,000.00.
(Has been amended and removed for a separate vote)

208-2019(WO) A resolution celebrating the life of Carrie B. Holder (Sponsored by Councilwoman Donna K. Williams.

Motion to adopt the Consent Agenda by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

Items removed for a separate vote:

204-2019 A resolution authorizing the City of Orange Township to negotiate and enter into an agreement with the East Orange Water Commission for the bulk sale and purchase of water for a period of ten (10) years.

The Business Administrator stated the changes that were made.

Motion to adopt resolution 204-2019 by Councilman Johnson, Jr., seconded by Councilman Jackson.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries.

207-2019 A resolution amending Resolution 107-2019 and authorizing the amendment of the professional services agreement entered into by the City of Orange Township and 1st Choice Financial Group LLC for asset management assessment consulting services with regard to the City of Orange Township's water and sewer infrastructure from an amount not to exceed \$35,000.00 to an amount not to exceed \$225,000.00. (**\$220,000.00 the amended amount**) The Clerk and the City Attorney provided information on other changes.

Motion to adopt Resolution 207-2019 as amended by Councilwoman Williams, seconded by Councilman Johnson, Jr.

Roll Call:

Ayes: Jackson, Johnson, Jr., Summers-Johnson, Williams, Coley

Nays: None.

Abstain: Eason, Wooten

Absent: None.

Motion Carries.

NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

The Clerk read Ordinance 30-2019(WO) and Resolution 208-2019(WO) by title.

Motion to walk-on these items on the agenda by Councilwoman Williams, seconded by Councilman Jackson.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries

The Clerk asked if any citizen wanted to speak on those items.

Seeing no one, the Chair declared the time closed.

Motion to close citizen's comments by Councilwoman Williams, seconded by Councilman Johnson, Jr.

The motion was approved unanimously.

30-2019(WO) An ordinance of the City of Orange Township amending Chapter 4, Administration of Government, Section 4-17.2, Constables, of the City of Orange Township Code.

Motion to adopt ordinance 30-2019(WO) by Councilwoman Williams, seconded by Councilman Jackson.

On the Motion: Councilwoman Wooten asked for clarification on what was changed. The Business Administrator provided information on the changes to the code.

The second reading will be held on July 16, 2019.

Councilwoman Eason asked the Business Administrator if he thought that the city would ever need 50 constables. He replied he did not know.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Coley

Nays: Wooten.

Abstain: None.

Absent: None.

Motion Carries

208-2019(WO) A resolution celebrating the life of Carrie B. Holder. (Sponsored by Council Member Donna K. Williams)

Motion to adopt Resolution 208-2010 by Councilwoman Williams, seconded by Councilwoman Wooten.

Roll Call:

Ayes: Eason, Jackson, Johnson, Jr., Summers-Johnson, Williams, Wooten, Coley

Nays: None.

Abstain: None.

Absent: None.

Motion Carries

OTHER PENDING BUSINESS

Councilwoman Williams asked the Business Administrator if there were any updates on the New Jersey Transit. The Business Administrator said no.

The Clerk reported that there would be public hearings on:

June 8, at 9:00 a.m.

On June 11 at 7:00 p.m.

On June 13 at 7:00 p.m.

Motion to adjourn by Councilwoman Williams, seconded by Councilman Johnson, Jr.

By consensus, the regular meeting adjourned at 10:21 P.M.

APPROVED:

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President