

**Public Meeting – November 27, 2012**

The Township Council of the Township of West Orange met in the Council Chambers, 66 Main Street, West Orange, New Jersey at 7:00 P.M. Karen J. Carnevale, Municipal Clerk, read the following statement:

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law, 1975. A notice of this meeting was mailed to the Star Ledger and the West Orange Chronicle on December 17, 2011.

**Roll Call:**

**Present:** Councilman Guarino, Councilman Krakoviak, Councilwoman McCartney, Councilwoman Spango and Council President Cirilo

**Absent:** None

The Township Council identified and presented for unanimous consent, Item 5 (Minutes), Item 8 (Bills) and Item 9 (Certain Resolutions).

On motion made by Councilwoman Spango and seconded by Councilman Guarino, the Consent Agenda was implemented.

All members voting "Aye".

**Public Comment**

The Council President stated that this is the scheduled time for the public hearing and asked if there was anyone who wished to be heard.

John Schmidt, 27 Glen, Llewellyn Park, West Orange

Rosary Morelli, 22 Ralph Road, West Orange

Pompeo Cirelli, 342 Northfield Avenue, West Orange

Windale Simpson, Hillside Avenue, West Orange

Mark Meyerowitz, 19 Howell Drive, West Orange

There was no one else who wished to be heard and the public hearing was closed.

### **Minutes**

The Special Minutes of August 13, 2012, Public Minutes of October 2, 2012 and Public Minutes of October 16, 2012 were approved as submitted.

### **Bills**

The Bill List was received and ordered paid. Summary of the Bill List is attached.

### **Resolutions**

The following resolutions were adopted:

#### **Resolution #198-12**

Resolution Authorizing Raffle Licenses

#### **Resolution #200-12**

Resolution to Acquire Five 2013 Police Vehicles from Beyer-Warnock Fleet and Ford Motor Credit Through County Pricing Cooperative Lease/Purchase Program

#### **Resolution #201-12**

Resolution Recommending an Award of Contract on Behalf of Reivax Contracting Corp., 46 Washington Street, Harrison, NJ 07029, to the NJ Department of Transportation for the Improvement of Belle Terre Road and Roosevelt Avenue in the Amount of \$482,855.60

#### **Resolution #202-12**

Resolution Authorizing the Refund of the Balance of Escrow Fees for Site Plan Applications as Delineated in Schedule A

#### **Resolution #203-12**

Resolution Authorizing Tax Rebates Due to Overpayment of Third Quarter 2012 Taxes and/or Annual 2012 Sewer Charge

**Resolution #206-12**

Resolution Authorizing a Helicopter Permit for Rock Spring Country Club – Arrival of Santa Claus

**Resolution #207-12**

Resolution Awarding a Contract to A&J Contractors Group, Inc., 105 Federal Rd., Monroe Township, NJ 08831 for the 2012 Street Improvements Phase I-Variou Streets in the Amount of \$422,145.00 Subject to Approval of the Essex County Division of Housing and Community Development

**Resolution #209-12**

Resolution Authorizing the Disposition of a Township Vehicle No Longer in Service

**Resolution #210-12**

Resolution Authorizing a Discharge of Mortgage for 26 Ashwood Terrace

**Resolution #211-12**

Resolution Authorizing the Submission of the Application for West Orange Municipal Alliance Grant for the Calendar Year 2013

**Resolution #215-12**

Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey – 5 Summit Street

**Resolution #216-12**

Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey – The Englishtown Synagogue

**Ordinances on Second and Final Reading**

**Ordinance #2363-12**

On motion made by Councilwoman Spango and seconded by Councilman Guarino, Bond Ordinance Amending Bond Ordinance 1374-96 Finally Adopted by the Township Council of the Township of West Orange, New Jersey on February 6, 1996.

Councilman Guarino, Councilwoman McCartney, Councilwoman Spango, and Council President Cirilo voting “Aye”. Councilman Krakoviak voting “Nay”.

The Council President stated that this is the schedule time for the public hearing and asked the Clerk to read the ordinance by title only.

The Council President asked if there was anyone who wished to be heard.

There was no one who wished to be heard and the public hearing was closed .

John O. Gross, Chief Financial Officer, commented on the above ordinance and responded to questions from Council.

Following discussion and on motion made by Councilwoman Spango and seconded by Councilwoman McCartney, the above mentioned ordinance was passed on second and final reading and ordered advertised according to law.

Councilman Guarino, Councilwoman McCartney, Councilwoman Spango, and Council President Cirilo voting "Aye". Councilman Krakoviak voting "Nay".

#### **Ordinance on First Reading**

##### **Ordinance #2364-12**

On motion made by Councilwoman McCartney and seconded by Councilman Guarino, AN ORDINANCE AMENDING AN ORDINANCE CREATING A RECLASSIFICATION AND SALARY SCHEDULE OF CERTAIN TOWNSHIP OF WEST ORANGE EMPLOYEES SETTING FORTH THEIR TITLES, CLASSIFICATION AND SALARY RANGES AND ADOPTING A SALARY GUIDE AND ESTABLISHING THE EMPLOYEE'S STATUS AS A TOWNSHIP EMPLOYEE SETTING AND UNDER THE GUIDELINES OF THE NEW JERSEY DEPARTMENT OF CIVIL SERVICE, was taken up on first reading by title only.

All members voting "Aye".

The Clerk read the ordinance by title only.

On motion made by Councilwoman McCartney and seconded by Councilman Guarino, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on December 18, 2012.

All members voting "Aye".

##### **Resolution #199-12**

Resolution Authorizing a Right of Way Agreement with Fibertech Technologies Networks, LLC, 300 Meridian Centre, Rochester, New York to Install High Performance Fiber Optic Communication Cables on Certain Public Right-Of-Ways within the Municipality

Following discussion and on motion made by Councilman Krakoviak and seconded by Councilwoman McCartney, the above mentioned resolution was adopted.

Councilman Guarino, Councilman Krakoviak, Councilwoman McCartney and Councilwoman Spango voting "Aye". Council President Cirilo abstained on the above.

**Resolution #204-12**

Resolution Authorizing Approval to Submit a Grant Application and Execute a Grant Contract with the NJ Department of Transportation for the Improvements to Various Streets

Following discussion and on motion made by Councilwoman Spango and seconded by Councilwoman McCartney, the above mentioned resolution was adopted.

All members voting "Aye".

**Resolution #205-12**

Resolution Authorizing an Award of Contract with Packetalk, LLC to Implement a Wireless Security Camera Public Safety Program in the Township, 471 Valley Brook Avenue, Lyndhurst, NJ in the Amount of \$207,830.00

Following discussion and on motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the above mentioned resolution was adopted.

Councilman Guarino, Councilwoman McCartney, Councilwoman Spango and Council President Cirilo voting "Aye". Councilman Krakoviak voting "Nay".

**Resolution #208-12**

Resolution to Extend the KYYS Option

Following discussion and on motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the above mentioned resolution was adopted.

All members voting "Aye".

**Resolution #212-12**

Special Improvement District 2013 Budget (Introduction)

Following discussion and on motion made by Councilwoman McCartney and seconded by Councilman Guarino, the above mentioned resolution was adopted.

All members voting "Aye."

**Resolution #213-12**

Resolution Authorizing a Special Emergency Appropriation for Hurricane Sandy Emergency in the Total Amount of \$600,000.00

Following discussion and on motion made by Councilwoman Spango and seconded by Councilman Guarino, the above mentioned resolution was adopted.

All members voting "Aye".

**Resolution #214-12**

Resolution Supporting a Bill to Amend the Definition of Hazardous Substances Within the Spill Compensation and Control Act, N.J.S.A. 58:10-23.11(b)

Following discussion and on motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the above mentioned resolution was adopted.

All members voting "Aye".

**Resolution #217-12**

Amended Resolution Rejecting and Awarding Applications for Towing Licenses to Operate in the Township through June 2015

Following discussion and on motion made by Councilwoman McCartney and seconded by Councilman Krakoviak, the above mentioned resolution was adopted.

All members voting "Aye".

**Resolution #218-12**

Resolution Authorizing an Executive Session to Discuss Potential Litigation

Following discussion and on motion made by Councilman Guarino and seconded by Councilwoman McCartney, the above mentioned resolution was adopted.

All members voting "Aye".

**ABC HEARING**

ABC Resolution #492-12 Resolution to Rescind ABC License for 2012-2013 License Term, License No. 0722-33-037-006

Following discussion and on motion made by Councilwoman Spango and seconded by Councilman Guarino, the above mentioned resolution was adopted.

All members voting "Aye".

The Minutes of this meeting are on file in the Office of the Municipal Clerk.

On motion made by Councilman Krakoviak and seconded by Councilman Guarino, the meeting was adjourned at 11:02 P.M.

All members voting "Aye".

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VICTOR CIRILO, COUNCIL PRESIDENT

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KAREN J. CARNEVALE, MUNICIPAL CLERK

Adopted: December 18, 2012