

Public Meeting – January 27, 2015

The Township Council of the Township of West Orange met in the Council Chambers, Municipal Building, 66 Main Street, West Orange, New Jersey at 7:10 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 4, 2014.

Roll Call:

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

Absent: None

The Township identified and presented for unanimous consent, Item 4 (Minutes), Item 5 (Report) and Item 8 (Certain Resolutions).

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

All members voting “Aye”

Public Comment

The Council President asked if there was anyone who wished to make a statement at this time.

Annelies Richmond, Hutton Gardens, West Orange

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

Minutes

The Public Minutes of December 9, 2014 and January 6, 2015 were approved as submitted.

Report

The Municipal Judge’s Reports for the Months of October, November and December were received and placed on file.

Resolutions:

The following resolutions were adopted on Consent:

Resolution #37-15

Resolution Authorizing Raffle Licenses

Resolution #38-15

Resolution Authorizing the Township to Apply for the 2015 New Jersey Historic Preservation Sub-Grant (for CLG-Certified Local Grant) in an Amount of Not Less Than \$9,000 and Not More than \$24,999 (memorialized)

Resolution #39-15

Resolution Amending Resolution 234-14, Providing for Cancellation of Certain Appropriations During the Year of 2014

Resolution #40-15

Resolution Authorizing an Inter Local Agreement with the Borough of North Caldwell for Animal Sheltering Services for 2015 in the amount of \$3,277.00

Resolution #41-15

Resolution Authorizing the Township of West Orange to obtain a grant from the State of New Jersey through the Department of Environmental Protection's Community Forestry Program in the amount of approximately \$3,000 to fund the following project: 2014 Green Communities Grant: Community Forestry Management Plan 2015-2020

Resolution #42-15

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

Resolution #43-15

Resolution Authorizing the Adoption of the 2015 Essex County All Hazard Mitigation Plan Update

Resolution #46-15

Resolution Appointing Susan Anderson as the Public Information Officer and Awarding an Agreement for the Remainder of Calendar Year 2015, Which Consists of the Eleven Month Period Between February 1, 2015 and December 31, 2015 at a Rate of \$2,000 Per Month

***It is noted that Susan Anderson introduced herself and responded to questions from Council.**

Resolution #47-15

Resolution Authorizing an Agreement to Retain Blau & Blau for the Provision of Commercial Real Estate Tax Appeal Services on a Flat Fee Basis of \$6,000 Per Month for the Balance of Calendar Year 2015

Resolution #48-15

Resolution Approving the 2013 Corrective Action Plan

Resolution #49-15

Resolution Authorizing the Application for Refunding Bond Ordinances to Be Filed with the Local Finance Board Pursuant to NJSA 40A:2-51 with Respect to Tax Appeals

Resolution #50-15

Resolution Authorizing the Application for Refunding Bond Ordinance to Be Filed with the Local Finance Board Pursuant to NJSA 40A:2-51 with Respect to Severance Liabilities

Resolution #52-15

Resolution Authorizing the Certification of the Annual Audit by the Governing Body

Resolution #53-15

Resolution Authorizing a Professional Services Agreement with Bourne Noll Kenyon (E. Matthews) as Special Tax Counsel for the Provision of Commercial Real Estate Tax Appeal Services on a Flat Fee Basis of \$3,250 Per Month for the Balance of Calendar Year 2015

Ordinances on Second and Final Reading

Ordinance #2437-15

On motion made by Councilman Cirilo and seconded by Councilwoman Spango, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC, SUBSECTION 7-11, PARKING TIME LIMITED ON CERTAIN STREETS DURING CERTAIN HOURS; SUBSECTION 7-23.1, TURN PROHIBITIONS AND SUBSECTION 7-26.1, BUS STOPS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE – ST. CLOUD AVENUE, was taken up on second and final reading.

All members voting “Aye”.

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.

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

On motion made by Council President Guarino and seconded by Councilwoman McCartney, the above mentioned ordinance was passed on second and final reading and ordered advertised according to law.

All members voting “Aye”.

Ordinance #2438-15

On motion made by Councilwoman McCartney and seconded by Council President Guarino, AN ORDINANCE AMENDING AN ORDINANCE AMENDING AN ORDINANCE CREATING A RECLASSIFICATION AND SALARY SCHEDULE OF CERTAIN TOWNSHIP OF WEST ORANGE EMPLOYEE SETTING FORTH THEIR TITLES, CLASSIFICATIONS AND SALARY RANGES AND ADOPTING A SALARY GUIDE AND ESTABLISHING THE EMPLOYEE’S STATUS AS A TOWNSHIP EMPLOYEE AND UNDER THE GUIDELINES OF THE NEW JERSEY DEPARTMENT OF PERSONNEL-COMMUNICATIONS MANAGER, was taken up on second and final reading.

All members voting “Aye”.

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.

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

On motion made by Council President Guarino and seconded by Councilwoman McCartney, the above mentioned ordinance was passed on second and final reading and ordered advertised according to law.

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

Ordinances on First Reading

Ordinance #2439-15

AN ORDINANCE AMENDING AN ORDINANCE CREATING A RECLASSIFICATION AND SALARY SCHEDULE OF CERTAIN TOWNSHIP OF WEST ORANGE EMPLOYEES SETTING FORTH THEIR TITLES, CLASSIFICATIONS 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 AND UNDER THE GUIDELINES OF THE NEW JERSEY DEPARTMENT OF PERSONNEL – COMMUNICATIONS MANAGER, was introduced and passed on first reading.

The Clerk read the ordinance by title only.

On motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on February 10, 2015.

All members voting "Aye".

Ordinance #2440-15

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF EMERGENCY APPROPRIATIONS RELATED TO PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$2,284,702 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,284,702 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF, was introduced and passed on first reading.

The Clerk read the ordinance by title only.

On motion made by Councilwoman Spango and seconded by Councilwoman McCartney, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on February 10, 2015.

All members voting "Aye".

Resolution #44-15

Resolution to Award a Professional Services Contract to Matrix New World, 26 Columbia Turnpike, Florham Park, New Jersey to Provide Professional Environmental Services of a Licensed Site Remediation Professional to Further Investigate Those Sites Where Underground Storage Tanks were Removed in Accordance with Their Proposal dated December 3, 2014 for an Amount NTE \$83,270.00

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

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

Resolution #45-15

Special Improvement District 2015 Budget Public Hearing and Adoption

Council President Guarino asked if any member of the public wished to be heard. There were no comments.

On motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the Downtown West Orange Budget for the Year 2015 was adopted.

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

Resolution #51-15

Resolution Authorizing an Emergency Contract between the Township and Rapid Pump and Meter Service Co., Inc. of P.O. Box AY, 285 Straight Street, Paterson, New Jersey 07509 for Emergency Improvements at the Northfield Avenue Pump Station in the Amount of \$52,831.64 to Replace Leaking Pipes and Valves that were Flooding the Pumps in the Station Jeopardizing Public Health, Safety and Welfare is Approved Pursuant to NJSA 40A:11-6 and NJAC 5:34-6.1

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

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

ABC HEARING

Resolution #533-15

Person to Person and Place to Place Transfer from 47 Chestnut LLC to WL West Orange, LLC t/a Wine Legend, License No. 0722-32-019-004

On motion made by Council President Guarino and seconded by Councilwoman Spango, the Council adjourned as the Township Council and reconvened as the ABC Board.

All members voting "Aye".

All the requirements have been met for the above license transfer.

On motion made by Councilwoman Spango and seconded by Councilwoman McCartney, the above mentioned ABC Resolution was adopted.

All members voting "Aye".

On motion made by Council President Guarino and seconded by Councilwoman McCartney, the Council adjourned as the ABC Board and returned as the Township Council.

All members voting "Aye".

On motion made by Council President Guarino and seconded by Councilman Cirilo, the meeting was adjourned at 8:44 p.m.

All members voting "Aye".

KAREN J. CARNEVALE, R.M.C.

JERRY GUARINO, COUNCIL PRESIDENT

Adopted: February 10, 2015