

Conference Meeting – October 26, 2016

The Township Council of the Township of West Orange met in the Council Chambers, Municipal Building, and 66 Main Street, West Orange, New Jersey at 6:33 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, Public Law, 1975. A notice of this meeting was emailed to the Star Ledger and the West Orange Chronicle on October 14, 2015.

Roll Call:

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

Presentations were made by Alex Baron on behalf of the Relay for Life Organization, by Megan Brill, Executive Director on behalf of the Downtown West Orange Alliance and by Richard Trenk, Township Attorney and James Abbott, Police Chief on behalf of Operation Hope. John Gross, CFO discussed the Best Practices Survey and a discussion was held with regard to the 2017 Council Meeting dates.

Public Meeting – October 26, 2016

The Township Council of the Township of West Orange met in the Council Chambers, Municipal Building, and 66 Main Street, West Orange, New Jersey at 7:36 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, Public Law, 1975. A notice of this meeting was emailed to the Star Ledger and the West Orange Chronicle on October 14, 2015.

Roll Call:

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

Public Comment

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

Robert Pringle – Gaston Street

Rosary Morelli – Ralph Road

Anthony Puglisi – Public Information Officer-Essex County, NJ

Steve Shiller – Stone Drive

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

Peter Smeraldo, Fire Chief was asked to come and speak with the Council with regard to the operation and services provided by the Fire Department. Chief Smeraldo announced that Joe Matullo was recently elected as the Superior Officer Association President by his peers.

***Review of Consent Agenda**

***Approval of Minutes of Previous Meeting**

The September 20, 2016 Public Meeting minutes were approved as amended.

***Resolution(s) adopted on Consent Agenda:**

- a. 226-16 Resolution Authorizing a Discharge of Mortgage for 9 Sussex Road, Block 173.07, Lot 5 (Planning)
- b. 227-16 Resolution Authorizing a Discharge of Mortgage for 1 Hunterdon Road, Block 173.03, Lot 8 (Planning)
- c. 229-16 Resolution Approving U.S. Environmental Protection Agency Consent to Access Agreement for Property Located at 18 Central Avenue, West Orange, NJ (Legal-Tutulic)
This resolution authorizes the Environmental Protection Agency (the “EPA”) to have access to the property located at 18 Central Avenue. The property is currently in the process of a tax foreclosure and the Township has been granted access and possession of the property pending final judgment of foreclosure. This resolution would allow the EPA to access the property to conduct studies of the groundwater on the property.
- d. 230-16 Resolution Authorizing the Collector of Taxes to Adjust 216 Tax Bills for Properties That Have Been Granted a Senior Citizen or Veteran Deduction for the 2016 Tax Year (Gagliardo)
- e. 231-16 Resolution Authorizing the Retention of UMR/United Health Care as the Township’s Third Party Administrator for its Self-Insured Health Benefits Program, Pursuant to the Estimated Annual Fee Quoted through the Township’s Health Insurance Broker of Record at \$608,586 per year. (Legal-Moon)
This Resolution authorizes the retention of UMR/United Health Care as the Township’s Third Party Administrator for its Self-Insured Health Benefits Program, pursuant to the estimated annual fee quoted through the Township’s Health Insurance Broker of Record at \$608,586 per year
- f. 232-16 Resolution Authorizing the Award of Contract(s) for IT Network Managed Services for the Township’s Uniformed Network System, Non Uniformed Network System and It Management for Special Projects (Legal-Moon)
This resolution authorizes the award of 5 contracts for IT Network Systems Management pursuant to the recommendations of the evaluation committee. First, the resolution awards the Contract for IT Network Systems Management for the Township’s Uniformed Network Systems to Pascack Data Services at a monthly rate of \$1,950 per month and the purchase of 60 additional hours of service per year at \$150 per hour. Second, the resolution awards the Contract for IT Network Systems Management for the Township’s Non-Uniformed Network Systems to MCG, Inc. at a monthly rate of \$4,000 for year 1, \$4,100 for year 2, \$4,200 for year 3, \$4,300 for an optional year 4, \$4,400 for an optional year 5 and a \$1,000 one-time startup fee. Finally, the resolution also authorizes three separate contracts for IT Network Systems

Management for special projects on an as needed basis to Pascack, MCG, and Quikteks, LLC, respectively. All of the contracts are for a three year term with an optional two year renewal.

- g. 233-16 Resolution Appointing Kevin Kruse, Ch.F.C. Chartered Financial Consultant and Financial Adviser as Broker of Record for the Trustmark Products Insurance Program (Trenk)
- h. 234-16 Resolution Authorizing Settlement of Mortgage – 214 South Valley Road (Legal-Moon)
This resolution authorizes a settlement regarding the Township’s Mortgage on 214 South Valley Road on a loan taken through Township’s Housing Rehabilitation Program. The borrower Rachel Jenkins passed away on November 16, 2014. In lieu of allowing a foreclosure to proceed on the property and otherwise extinguish the Township’s mortgage, the Estate of Rachel Jenkins seeks to negotiate and settle the \$15,000 mortgage for \$12,980 in an effort to close a sale of the property to avoid foreclosure.
- i. 235-16 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
On motion made by Councilman Guarino and seconded by Councilwoman Casalino, the consent agenda was approved.

All members voting “Aye.”

Resolution(s) Removed from Consent Agenda

- j. 228-16 Resolution Designating Central Valley Corridor as Area in Need of Redevelopment (Legal-Moon)
This resolution designates a group of properties in the Central Valley Corridor as an area in need of redevelopment consistent with the recommendation from the Township of West Orange Planning Board. This resolution also authorizes the Township’s consultant Matrix to draft a redevelopment plan and present it to the West Orange Planning Board.

Richard Trenk, Township Attorney gave an explanation and answered questions of the Councilmembers with regard to this property. Peter Van den Kooy, Planner-Matrix Engineering, explained the redevelopment study prepared by his firm for this property.

Howard Lipstein, Attorney for the owners of the property at 810 Central Avenue appeared before the council on behalf of his clients.

At this time a motion was made by Councilwoman Casalino and seconded by Councilwoman McCartney to enter into an Executive Session to discuss potential litigation.

All members voting “Aye.”

On motion made by Councilwoman McCartney and seconded by Councilman Guarino, the above mentioned resolution was approved.

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

- k. 225-16 Resolution Authorizing the Mayor’s Sunshine Fund be Deposited into a Segregated Township’s Trust Fund Account and Maintained So that the Funds Will Not be Co-mingled with the Current Fund and Not Used for General Operations (Legal-Trenk)

On motion made by Council President Cirilo and seconded by Councilwoman McCartney, the above mentioned resolution was approved.

Councilwoman Casalino, Councilman Guarino, Councilwoman McCartney and Council President Cirilo voting “Aye.” Councilman Krakoviak abstained.

Ordinance(s) on First Reading

Ordinance 2494-16

- a. On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **An Ordinance Authorizing Special Emergency Appropriation Pursuant to N.J.S.A. 40A:4053 for Severance Liabilities Resulting From Accrued Leave in Connection with the Layoff or Retirement of Employees** was approved on first reading, ordered advertised according to law, to come up for second and final reading on November 22, 2016.

All members voting “Aye”.

Ordinance 2495-16

- b. On motion made by Councilman Guarino and seconded by Councilwoman Casalino, **An Ordinance Amending Chapter 12, Section 11.6 of the Revised General Ordinances of the Township of West Orange – E Cigarette Licensing** was approved on first reading, ordered advertised according to law, to come up for second and final reading on November 22, 2016.

All members voting “Aye”.

Pending Matters/New Matters/Council Discussion

At this time, the Council members discussed the current protocol being followed with regard to discussion of ordinances on first reading. Councilman Krakoviak made a motion to amend the “Rules of Council” ordinance to allow Councilmembers to speak on first reading ordinances. Councilwoman Casalino seconded the motion.

Councilwoman Casalino and Councilman Krakoviak voting “Aye.” Councilman Guarino, Councilwoman McCartney and Council President Cirilo voting “Nay.” The motion failed.

Although the motion failed, the Council members agreed to have a discussion on first reading ordinances as a matter of protocol, without making changes to the current ordinance.

At this time, a lengthy discussion between the Council members, Jack Sayers, Business Administrator and Ken Kayser, Assistant Township Attorney took place with regard to written progress reports pertaining to the redevelopment area on Main Street. Councilman Krakoviak made a motion to request written construction progress reports as detailed as provided in the redevelopment agreement. There was no second to the motion. The Council President directed the Township Clerk to place the item on the Conference agenda going forward so that Mr. Sayers can update the Council and answer questions about the Redevelopment Area at each meeting.

At 11:04 p.m., on motion made by Council President Cirilo and seconded by Councilwoman McCartney, the meeting was adjourned.

All members voting “Aye”.

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

KAREN J. CARNEVALE, R.M.C.

VICTOR CIRILO, COUNCIL PRESIDENT

Adopted: November 22, 2016