

Conference Meeting – August 15, 2017

The Township Council of the Township of West Orange met in the Council Chambers, Municipal Building, 66 Main Street, West Orange, New Jersey at 6:33 p.m., Fatima Baez-Aguilar, Municipal Clerk’s Office Assistant 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. The annual notice was emailed to the Star Ledger and filed in the Township Clerk’s office on November 28, 2016 and published in the West Orange Chronicle on December 8, 2016.

Roll Call:

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

Robert Williams, Esq., attorney representing Bliss Hospitality, LLC presented details with regard to a Person to Person transfer of liquor license 0722-33-055-008, 104 Harrison Avenue.

The Council recognized the West Orange PAL 18U Travel Baseball Team-High School Development League, Essex County Silver Tourney Champions.

A presentation was made by Jerry Eben, F.A.I.A., P.P. and Member of the West Orange Planning Board with regard to enhancing and updating the MLUL (Municipal Land Use Law).

Theresa DeNova, Health Officer presented the Senior Citizen Survey which is being sponsored by Montclair State University.

Mr. Sayers gave an update on the progress of Phase I of the Redevelopment Project on Main Street.

John Gross gave an update on the Best Practices Survey.

Public Meeting – August 15, 2017

The Township Council of the Township of West Orange met in the Council Chambers, Municipal Building, 66 Main Street, West Orange, New Jersey at 8:03 p.m., Fatima Baez-Aguilar, Municipal Clerk’s Office Assistant 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. The annual notice was emailed to the Star Ledger and filed in the Township Clerk’s office on November 28, 2016 and published in the West Orange Chronicle on December 8, 2016.

Roll Call:

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

Public Comment

Sally Malanga – 57 Ridge Road

Susan Lenczyk – 234 Eagle Rock Avenue

Robert Pringle – John P. Renna House

Margaret Ames – 50 Hillcrest Avenue

Rudor Teich – 10 Ridge Road

Rosery Morelli – 22 Ralph Road

Joyce Ruddin – 38 Woodland Avenue

Jonathan Redwine – 10 Cobane Terrace

Matt Dragon – 13 Sheridan Avenue

Cindy Brown – 24 Korwell Circle

Kevin Malanga – 57 Ridge Road

Deputy Mayor Rodolfo Rodriguez – 22 Ashwood Terrace

There was no one else who wished to be heard and the public comment portion of the agenda was closed.

The Council responded at this time.

***Review of Consent Agenda**

***Approval of Minutes of Previous Meeting**-Public Meeting July 11, 2017 were approved as submitted.

***Report of Township Officers**-Municipal Court Monthly Report(s)- May, 2017, June 2017 and July 2017.

***Reading of Petitions and Communications and Bids**

- a. Correspondence from Mayor Parisi appointing Dawn M. Donohue as Municipal Judge of West Orange for a three-year term September 15, 2017 and ending September 14, 2020.
- b. Planning Board Resolution – Master Plan Reexamination (Planning)
- c. Correspondence from Mayor Parisi appointing Dr. Margin Mingin to the W.O. Public Library Board effective immediately and continuing through December 31, 2017.
- d. Correspondence from Mayor Parisi appointing Dana R. Nugent to the W.O. Public Library Board effective immediately and continuing through December 31, 2020.

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

- a. 169-17 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
- b. 170-17 Resolution Appointing Frederick Kingston, Deputy Fire Chief, West Orange Fire Department as Municipal Fire Official for a Three Year Term Effective August 1, 2017 and Expiring July 31, 2020 (Vecchio) **Adopted by Voice Vote: July 14, 2017 (Memorialized)**
- c. 171-17 Resolution Appointing Daniel Shelley, Deputy Fire Chief, West Orange Fire Department as Municipal Emergency Management Coordinator for a Three Year Term Effective July 1, 2017 and Expiring on July 31, 2020 (Vecchio) **Adopted by Voice Vote: July 14, 2017 (Memorialized)**

- d. 172-17 Resolution Permitting Display of Fireworks at the Rock Spring Club (Legal)
This resolution permits the Rock Spring Club to display fireworks on September 3, 2017 with a rain date of September 4, 2017.
- e. 173-17 Resolution Awarding a Contract for the Providing of Recreational Services and Social Services to the Residents of West Orange for the Period of January 1, 2017 – December 31, 2017 in the Amount of \$45,000. for the West Orange Community House (Legal-Moon)
- f. 174-17 Resolution Awarding a Contract for the Providing of Recreational Services and Social Services to the Residents of West Orange for the Period of January 1, 2017 – December 31, 2017 in the Amount of \$12,000. for the Township Police Athletic League (Legal-Moon)
- g. 175-17 Resolution Awarding a Contract for the Providing of Recreational Services and Social Services to the Residents of West Orange for the Period of January 1, 2017 – December 31, 2017 in the Amount of \$9,500. for Mountain Top League (Legal-Moon)
- h. 176-17 Resolution Authorizing the Use of Competitive Contracting for the Advertisement, Procurement and Award of a Contract for Extra Duty Management Services (Legal-Moon)
- i. 177-17 Resolution Authorizing an Award of Contract to Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024 for the 2017 Street Improvements-Phase III, in the amount of \$1,755,182.37 (Lepore)
- j. 178-17 Resolution Authorizing an Award of Contract to Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024 for the 2017 Street Improvements-Phase IV, in the amount of \$2,055,200.72 (Lepore)
- k. 183-17 Resolution Authorizing the Execution of an Agreement with Garden State Labs for Laboratory Services for 2017 (DeNova)
- l. 184-17 Resolution Authorizing the Auction of Abandoned Cars (DeSantis)
Vehicles in violation, accidents, and/or abandoned will be towed off the street by a licensed towing company designated by the Township. The Township is authorized to sell at Public Auction unclaimed vehicles pursuant to State and Local Laws.
- m. 185-17 Resolution Authorizing the Repayment to Taxpayer(s) and/or Property Owners the Sums Indicated on Attachment “A,” in Full and Final Satisfaction of Overpayment of the 2017 Taxes Based on the 2017 Extended Duplicate (Gagliardo)
- n. 186-17 Resolution Authorizing Financial Reimbursement to Twenty One Private Communities for the Costs of Street Lighting Pursuant to the Municipal Services Act (Lepore)
- o. 188-17 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey (Gagliardo)
- p. 189-17 Resolution Authorizing a Subordination of Mortgage for Property at 38 Freeman Place, Block 3.01, Lot 74 (Legal-Moon)
- q. 190-17 Resolution to Award a Contract Extension for Snow Plowing & Snow Hauling Services for 2017/18 to Grabowski Construction, Inc., 770 Northfield Avenue, West Orange, NJ (Lepore)

On motion made by Councilman Guarino and seconded by Councilwoman Casalino, the consent agenda was approved.

All members present voting "Aye."

At this time, a presentation was made by Jennifer Credidio, Esq., McManimon, Scotland and Baumann, LLC, Special Redevelopment Counsel to the Township and Michael Hanley, NW Financial Group, LLC, Financial Advisor to the Township regarding Prism Phase II. Robert Fourniadis, Senior Vice President, Prism Capital Partners answered questions of the Council with regard to the amenities that will be offered.

At this time, the Council President allowed Mr. Kevin Malanga, 57 Ridge Road to ask questions about the presentation given.

Resolution(s) Removed from Consent Agenda

Resolution 179-17

Resolution Authorizing an Application to the Local Finance Board Pursuant to N.J.S.A. 40A:12A-29(a)(3) and N.J.S.A. 40A:12A-67 (G) in Connection with Not to Exceed \$21,000,000 Non-Recourse Redevelopment Area Bonds (Downtown Redevelopment Project) (Legal-Credidio)

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

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

Resolution 180-17

Resolution Approving the Application by GP Ashland Urban Renewal, LLC, Submitted in Accordance with N.J.S.A. 40A:20-8 in Connection with the Portion of the Downtown Redevelopment Area on Ashland Avenue and Lakeside Avenue (Phase 2D-Block 64, Lots 3.02, 28, 30, 31, 32, 33, 38, 40, 42.02 and 49.01) (Legal-Credidio)

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

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

Resolution 181-17

Resolution Approving the Application by GP 55 Lakeside Urban Renewal, LLC Submitted in Accordance with N.J.S.A. 40A:20-8 in Connection with a Portion of the Downtown Redevelopment Area on Lakeside Avenue (Phase 2B-Block 115, Lots 16, 16.01 and 51 and a Portion of Block 115, Lot 15) (Legal-Credidio)

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

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

Resolution 182-17

Resolution Approving the Application by GP Babcock Urban Renewal, LLC Submitted in Accordance with N.J.S.A 40A:20-8 in Connection with a Portion of the Downtown Redevelopment Area on Babcock Place and Lakeside Avenue (Phase 2A-Block 116.02, Lot 12 and a Portion of Block 115, Lot 15) (Legal – Credidio)

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

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

Resolution 187-17

187-17 Resolution Authorizing the Township of West Orange to Enter into Tax Appeal Settlements with GP 217, GP 55 and GP 177 Concerning Block 116.02, Lot 1.01; Block 115, Lot 15 and Block 66, Lot 1 (Legal-Trenk)

Chuck Blau, Special Tax Counsel and Mark Hendricks Tax Appeal Expert answered questions regarding this resolution.

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

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

Resolution 191-17

Resolution Authorizing the Township to Enter into a Term Sheet and Confidentiality Agreement with the Police & Sheriffs Press, Inc (PASP) Service Bureau Contract (Legal-Roglieri)

PASP will provide the Township with the identification cards for individuals who request one under the Township’s Identification Card Program, set forth above.

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

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

Ordinances on Second and Final Reading

Ordinance 2517-17

On motion made by Councilman Guarino and seconded by Councilwoman McCartney, An Ordinance Amending Chapter 5, Sections 30.1 and 30.2 and Repealing Chapter 5, Sections 30.3, 30.4, 30.5, 30.6, 30.7, 30.8, 30.9, 30.10, 20.11, 30.12, 30.13, 30.14 and 30.15 of the Revised General **Ordinances of the Township of West Orange (Licensing of Taxicabs)** (Legal-Moon) was taken up on second and final reading.

All members present voting “Aye.”

The Council President stated that this is the scheduled 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.

No one wished to be heard.

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

All members present voting "Aye."

Ordinances on First Reading

Ordinance 2518-17

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **An Ordinance Authorizing a Financial Agreement with GP Ashland Urban Renewal, LLC for Certain Property Within the Downtown Redevelopment Area Commonly Known as 4, 12-16, 18, 20 and 24 Ashland and 28 and 42-44 Lakeside Avenue** was approved on first reading, ordered advertised according to law, to come up for second and final reading on September 19, 2017.

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

Ordinance 2519-17

On motion made by Councilwoman McCartney and seconded by Councilman Guarino, **An Ordinance Authorizing a Financial Agreement with GP 55 Lakeside Urban Renewal, LLC for Certain Property Within the Downtown Redevelopment Area Commonly Known as 1 Lakeside Avenue, 25 Lakeside Avenue and a Portion of 55 Lakeside Avenue** was approved on first reading, ordered advertised according to law, to come up for second and final reading on September 19, 2017.

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

Ordinance 2520-17

On motion made by Councilwoman McCartney and seconded by Councilman Guarino, **An Ordinance Authorizing a Financial Agreement with GP Babcock Urban Renewal, LLC for Certain Property Within the Downtown Redevelopment Area Commonly Known as 28 Babcock Place and a Portion of 55 Lakeside Avenue** was approved on first reading, ordered advertised according to law, to come up for second and final reading on September 19, 2017.

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

Ordinance 2521-17

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, **An Ordinance Authorizing a Financial Agreement with GP Babcock Urban Renewal, LLC for Certain Property Within the Downtown Redevelopment Area Commonly Known as 28 Babcock Place and a Portion of 55 Lakeside Avenue** was approved on first reading, ordered advertised according to law, to come up for second and final reading on September 5, 2017.

All members present voting “Aye.”

ABC Hearing

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, the Council reconvened as the ABC Board to hear the following matters:

Resolution 586-17

Hearing on Renewal for 2017-2018 License Term- **Harrison Avenue Tavern 0722-33-058-006** (Special Conditions)

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, the resolution was approved.

All members present voting “Aye.”

Resolution 587-17

Hearing on Renewal for Plenary Retail Consumption, Distribution and Club Licenses for the 2017-2018 License Term (Clerk)

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

All members present voting “Aye.”

Resolution 588-17

Hearing on Person to Person Transfer of Plenary Retail Consumption License 0722-33-050-008 from Swanyard Inns, LLC to Bliss Hospitality, LLC, 104 Harrison Avenue

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

All members present voting “Aye.”

At 12:20 a.m., on motion made by Councilwoman Casalino 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.

Fatima Baez-Aguilar, Office Assistant

**Joe Krakoviak
Council President**

Adopted: September 5, 2017