

Conference Meeting – March 19, 2019

The Township Council of the Township of West Orange met in the Auditorium of Liberty Middle School, 1 Kelly Drive, West Orange, New Jersey at 6:36 p.m., Karen 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. The annual notice was emailed to the Star Ledger and filed in the Township Clerk's office on September 26, 2018 and published in the West Orange Chronicle on October 4, 2018.

Roll Call: Councilwoman Casalino, Councilman Krakoviak, Councilwoman Matute-Brown, Councilwoman McCartney and Council President Guarino.

The West Orange Fire Department Color Guard opened the meeting with the Pledge of Allegiance. Fire Chief Anthony Vecchio made a few brief comments about the two Firefighters who were being promoted to rank of Captain this evening. Mayor Robert Parisi administered the Oaths to Firefighter Gabriel Gatto and Firefighter Frank Noborine.

Mr. Sayers gave an update on Redevelopment. The Council members each gave their council liaison announcements.

Public Meeting – March 19, 2019

The Township Council of the Township of West Orange met in the Auditorium of Liberty Middle School, 1 Kelly Drive, West Orange, New Jersey at 7:00 p.m., Karen 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. The annual notice was emailed to the Star Ledger and filed in the Township Clerk's office on September 26, 2018 and published in the West Orange Chronicle on October 4, 2018.

Roll Call: Councilwoman Casalino, Councilman Krakoviak, Councilwoman Matute-Brown, Councilwoman McCartney and Council President Guarino.

Public Comment

David Cubie – West Orange Library Director

Gerald Sweeney – 24 Oak Bend

Kevin Malanga – 57 Ridge Road

Clare Silvestri – 20 Grandview Avenue

Janice Johnson – 272 St. Cloud Avenue

Patricia Sigalis – 430 Main Street

Loren Svetvilas – Prospect Avenue

Jerry Eben – 26 Walker Road

Rosary Morelli – Ralph Road

Frank Freschet – 12 Burnett Terrace

Cynthia Schwarz – 11 Linden Avenue

Anthony Puglisi – Essex County Public Information Officer

Vivian Demas – 9 Spring Hill Road

Sally Malanga – 57 Ridge Road

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

At this time, the Council President asked that the reading and final adoption of Bond Ordinance 2564-19 be heard.

Ordinances on Second and Final Reading

Ordinance 2564-19

On motion made by Councilwoman McCartney and seconded by Council President Guarino, **Bond Ordinance Providing for the Acquisition of Real Property Commonly Known as the Rock Spring Golf Course, by and in the Township of West Orange, in the County of Essex, State of New Jersey; Appropriating \$12,050,340 Therefor and Authorizing the Issuance of \$12,050,340 Bond or Notes of the Township to Finance the Cost Thereof** 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.

Harvey Grossman – Public Advocate

Liana Decicco – 42 Undercliff Terrace South

Joseph Fagan – West Orange Township Historian/Public Information Officer

Norman Scrivener – Barringer Court

Meaghan Delmonico – 9 Rock Spring Road

Milly Reed – Rock Spring Road

Holly Williamson – 17 Rock Spring Road

Loren Svetvilas – Prospect Road

Suzanne Pennell – 27 Fairview Avenue

Pemond Cowins – 31 Buckingham Road

Eric Applegate – 5 West Road

Khabirah Myers – 157 Marion Drive

Susan Gonzales – 22 Overlook Avenue

Lisa Block – 301 Barringer Court

Tony Casalino – 34 Valley Way

Tom Edwards – 26 Rock Spring Road

Sally Malanga – 57 Ridge Road

Michael Pitogo – 41 Rock Spring Road

Joe McCartney – 22 Collamore Terrace

Kevin Malanga – 57 Ridge Road

Donald Pennell – 27 Fairview Avenue

Clare Silvestri – 20 Grandview Avenue

Dave Recchia – 100 Winding Way

Jane Brick – 19 Colony Drive West

Mike Brick – 19 Colony Drive West

Vivian Demas – 9 Spring Hill Road

Rosary Morelli – Ralph Road

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

On motion made by Councilman Guarino and seconded by Councilwoman Casalino, the above-mentioned ordinance was approved on second and final reading.

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

***Review of Consent Agenda**

***Approval of Minutes of Previous Meeting-** Executive Session February 19, 2019 and March 5, 2019. Public Meeting March 5, 2019.

***Report of Township Officers – None**

***Reading of Petitions and Communications and Bids – None**

***Bills**

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

- a. **88-19** Resolution Authorizing the Township to Accept an Alternative Support Apparatus from the New Jersey EMS Task Force to be Utilized and Maintained by the West Orange Fire Department and Execution of a Vehicle Transfer Receipt and Memorandum of Understanding to Accept the Equipment and Agree to Store and Maintain the Equipment and Maintain Insurance for the Equipment (Legal-Moon)
- b. **89-19** Resolution Authorizing the Township to Enter into an Agreement with Reliable Wood for the Operation of the Township Recycling Center for a Period of Three (3) Years with Two Additional Option Years. Under the agreement Reliable Wood will pay a monthly rent amount of \$4,167. (Legal-Moon)
- c. **90-19** Resolution Authorizing the Township to Accept a Grant of \$24,500 from the Historic Preservation Office of the New Jersey Department of Environmental Protection and to Execute a Grant Agreement Required for the Receipt of the Grant Funds (Legal-Moon)
- d. **91-19** Resolution Authorizing the Township to Enter into a Settlement Agreement to Resolve a Pending Lawsuit in the Special Civil Part of the Superior Court of New Jersey related to the Township’s Claim on a Bid Bond Submitted by Ocean Clean, LLC for the Township’s Contract for Janitorial Services after Ocean Clean Defaulted and Withdrew its Bid After Being Deemed the Lowest Responsible Bidder for the Contract. The Settlement Agreement provides that Ocean Clean will Make Payment to the Township in the Amount of \$4,000 to be Paid in Installments. (Legal-Moon)
- e. **92-19** Resolution Authorizing the Township to Retain Matrix New World as a License Site Remediation Professional for the Property at 8-10 Central Avenue. The proposal provides that Matrix will perform as the LSRP for a rate not to exceed \$4,100. (Legal-Moon)
- f. **93-19** Resolution Authorizing the Issuance of Raffle Licenses (Clerk)

g. **94-19 DUPLICATE TO 99-19**

- h. **95-19** Resolution Authorizing Reimbursement Costs for Private Garbage Collection for the Period of January 1, 2018 through December 31, 2018 to Private Home Owner Associations/Individuals (Gross)
- i. **96-19** Resolution Authorizing the Township to Execute a Stipulation of Dismissal as to the Pending Tax Appeal for Rock Spring Golf Course (Legal-Roche)
- j. **97-19** Resolution Authorizing the Township to Settle a Pending Tax Appeal Matter with Montclair Golf Club as to the Property Tax Assessment for the Montclair Golf Club. (Legal-Roche)
- k. **98-19** Resolution Authorizing the Township to Retain Thomas Scrivo, Esq. from O’Toole Scrivo as Special Litigation Counsel to Represent the Township as to any Potential Litigation that may Arise from the Township’s Acquisition of Rock Spring Golf Course or Award of a Contract for Operation, Management, and Maintenance of Rock Spring Golf Course as a Public Golf Course. The retention provides that Special Litigation Counsel will be paid at a rate of \$200 per hour with a cap to fees at \$10,000. (Legal-Moon)
- m. **100-19** Resolution Authorizing the Auction of Abandoned Vehicles (DeSantis)

On motion made by Councilwoman McCartney and seconded by Council President Guarino, the consent agenda was approved.

All members present voting “Aye.”

***Resolution(s) removed from the Consent Agenda:**

Resolution 99-19

- n. **99-19** Resolution Adopting the Recommendation of the Planning Board and Designating the West Orange Public Library Property as an Area in Need of Redevelopment and Authorizes the Township to Retain Heyer Gruel to Prepare and Draft a Redevelopment Plan for Property (Legal-Moon)

A motion to table the above referenced resolution was made by Councilman Krakoviak and seconded by Councilwoman Matute-Brown.

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

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

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

Ordinances on First Reading

Ordinance 2565-19

On motion made by Council President Guarino and seconded by Councilwoman McCartney, **An Ordinance Amending Chapter 25, Section 3.2 of the Revised General Ordinances of the Township of West Orange (Zone Map)** was approved on first reading, ordered advertised according to law, to come up for second and final reading on April 9, 2019.

All members present voting “Aye”.

Pending Matters/New Matters/Council Discussion - None

ABC Hearing – None

At 11:12 p.m., on motion made by Council President Guarino and seconded by Councilwoman McCartney, the meeting was adjourned.

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

Karen J. Carnevale, R.M.C.
Municipal Clerk

Jerry Guarino, Council President

Adopted: April 9, 2019