

## **Public Meeting - July 26, 2011**

The Township Council of the Township of West Orange met in the Municipal Building, 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 November 19, 2010.

### **Roll Call:**

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

**Absent:** None

The Township identified and presented for unanimous consent, Item 5 (Minutes), Item 6 (Communication), Item 7 (Reports), Item 8 (Bills), and Item 11(Certain Resolutions).

On motion made by Councilman Anderton and seconded by Councilwoman McCartney, 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.

Anthony Pugliese, Public Information Officer for Essex County, commented on upcoming summer events in Essex County.

John Blanton, Forest Hill Road, West Orange stated his concerns about the United States going into default and urged the Mayor and Council to contact Washington.

Windale Simpson, Hillside Avenue, West Orange stated his concerns regarding the Resolution for the E-Ticketing listed on the agenda.

Rosary Morelli, Ralph Road, West Orange commented on the proposed resolution hiring a marketing firm for the Township and made some suggestions to the Township Council.

Christine Bosco, 4 Masson Place, West Orange commented on an incident that occurred at the Essex House and also commented on the E-Ticketing Resolution.

Jake Frievald, 10 Ridgewood Avenue, West Orange commented on the proposed marketing plan for the Township.

Paula Dickson-Taylor, Watchung Avenue, West Orange thanked the members of the West Orange community for their support in recognizing her efforts at the World Games for Track and

Field Competition and displayed her metals to the Council members.

Mark Meyerowitz, Howell Drive, West Orange commented on the E-Ticketing Resolution.

Gwendolyn Franklin, Tompkins Street, West Orange commented on a certain property on Mitchell Street in West Orange that needs to be cleaned up.

Sandra Mordecai, Pleasant Valley Way, West Orange commented on the upcoming Jamaican Flag Raising, inviting the Council members and community to attend.

Joycelyn Gayle, 24 Chestnut Road, West Orange also commented on the Jamaican flag raising and invited the West Orange residents to attend.

Brian Goldberg, Pleasant Valley Way, West Orange also commented on the E-Ticketing Resolution and stated his concerns to the Township Council.

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

### **Minutes**

The Public Minutes of June 28, 2011 and Executive Session Minutes of June 28, 2011 were approved as submitted.

### **Communication**

Correspondence from Chief Financial Officer Edward J. Coleman Regarding Bond Anticipation Notes Awarded to Jeffries & Company, Totaling \$2,708,900.00 and Bear a Net Interest of 1.0843% (Net Interest Cost - \$25,864.05) The Notes are dated July 7, 201 and will mature annually until May 24, 2012.

### **Reports**

The Municipal Judge's Report for May 2011 and June 2011 were received and placed on file.

### **Bills**

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

### **Resolutions**

The following resolutions were adopted:

#### **Resolution #152-11**

Resolution Authorizing the Township of West Orange to Enter Into a Mutual Release and Settlement of All Claims with Telgian Corporation and Sears Holding Corporation.

#### **Resolution #156-11**

Resolution Authorizing a Contract with G.C. Stewart Associates, Inc., 320 Runnymede Rd., P.O.

Box 66, Essex Fells, NJ to Perform Property Survey for Block 159.08, Lots 53 & 55, Wiley Terrace and Edgewood Avenue for a Fee of \$7,400

**Resolution #173-11**

Resolution Designating and Appointing Two (2) New Members to the DVRT - Domestic Violence Crisis Intervention Team Also Known as the Domestic Violence Response Team

**Resolution #175-11**

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, 2011-December 31, 2011 in the Amount of \$12,000 for the Township Police Athletic League

**Resolution #176-11**

Resolution Authorizing Raffle Licenses

**Resolution #177-11**

Resolution Authorizing a Discharge of Mortgage for 242 Gregory Avenue, West Orange, NJ, Block 54,  
Lot 1 in the Amount of \$14,935.00

**Resolution #178-11**

Resolution Authorizing a Refund in the Amount of \$270.00 for a 2011 Pool Membership Fees, Swim Lessons and Various Other Swim Pool Activities

**Resolution #179-11**

Resolution Authorizing Deed of Easement and Easement Agreement with Owners of 33 Park Drive North, Block 113.01, Lot 235

**Resolution #181-11 -REMOVED**

**Resolution #182-11**

Resolution Authorizing Change Order No. 1 for the Spring and Fall 2011 Tree Planting in Various Locations with Argus Construction and Equipment, 34 Woodland Avenue, Roseland, NJ in the Amount of \$775.00

**Resolution #183-11**

Resolution Authorizing a Settlement in the Matter of Leurs v. Township of West Orange

**Resolution #184-11**

Resolution Authorizing Change Order No. 1 for the Downtown West Orange Streetscape and Traffic Improvement in the Amount of \$34,400 with Conquest Industries, Inc., 32 Woodland Avenue, Westwood, NJ

**Resolution #185-11**

Resolution Authorizing a “Window” Contract for Storm Sewer Improvements Woodland Avenue and Stevens Terrace to Grabowski Construction, Inc., 770 Northfield Avenue, West Orange, NJ in the Amount of \$32,457.00

**Resolution #186-11**

Resolution Authorizing a Contract with DLS Contracting, Inc., 633 Franklin Avenue, Suite 170, Nutley, NJ for the 2010 Roadway Improvements - Phase IIA, Various Streets, West Orange, NJ in the Amount fo \$1,072,839.00

**Resolution #187-11**

Resolution Authorizing the Execution of the Subordination of Mortgage with Regard to Block 42.02, Lot 146, 47 Ridgeview Avenue, West Orange, NJ

**Resolution #188-11**

Resolution Authorizing the Competitive Contracting Process for the Private Collection of Municipal Court Fines

\*It is noted that Mayor Parisi commented on the above resolution.

**Resolution #190-11**

Resolution Authorizing Change Order No. 1 with Shauger Property Services in the Amount of \$27,000 for Valley Road Streetscape

**Resolution #191-11 -REMOVED**

**Resolution #192-11**

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

**Ordinances on Second and Final Reading - None**

**Ordinances on First Reading**

**Ordinance #2325-11**

On motion made by Councilman Cirilo and seconded by Councilman Krakoviak, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II, SECTION 57 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE, ENTITLED OPEN SPACE AND RECREATION COMMITTEE AND TRUST FUND, 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 Councilman Krakoviak and seconded by Councilman Anderton, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on August 30, 2011.

**All members voting "Aye".**

**Ordinance #2326-11**

On motion made by Councilman Krakoviak and seconded by Councilwoman McCartney, AN ORDINANCE AUTHORIZING THE REPAVING AND REPAIRS INCIDENTAL THERETO OF CERTAIN STREETS WITHIN THE TOWNSHIP OF WEST ORANGE AS LOCAL IMPROVEMENTS TO BE ASSESSED UPON THE ABUTTING LAND PURSUANT TO NJSA 40:56-3, 56-1, AND 40:49-6, Ridge Road, 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 Councilman Krakoviak and seconded by Councilman Anderton, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on August 30, 2011.

**All members voting "Aye".**

**Ordinance #2327-11**

On motion made by Councilman Anderton and seconded by Councilman Krakoviak, AN ORDINANCE AUTHORIZING THE REPAVING AND REPAIRS INCIDENTAL THERETO OF CERTAIN STREETS WITHIN THE

TOWNSHIP OF WEST ORANGE AS LOCAL IMPROVEMENTS TO BE ASSESSED UPON THE ABUTTING LAND PURSUANT TO NJSA 40:56-3, 56-1, and 40:49-6, Various Streets (Eagle Ridge), 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 Councilman Anderton and seconded by Councilman Krakoviak, the above mentioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on August 30, 2011.

All members voting "Aye".

**Resolution #174-11**

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, 2011-December 31, 2011 in the Amount of \$2,500 for PTA Project Graduation

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

All members voting "Aye".

**Resolution #180-11**

Resolution Authorizing a Contract with GTBM, Rutherford, NJ for E-Ticketing Turn Key System

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

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

**Resolution #189-11**

Resolution Authorizing an Award of Contract to Icon Enterprises, Inc., d/b/a CivicPlus, 317 Houston Street, Suite E, Manhattan, KS 66502 in the Amount of \$34,747.00

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

All members voting "Aye".

**Resolution #193-11**

**Resolution Authorizing Executive Session - Contract Negotiation and Potential Litigation**

On motion made by Councilman Krakoviak and seconded by Councilwoman McCartney, the Council went into Executive Session to discuss matters of Contract Negotiations and Potential Litigation.

All members voting "Aye".

**ABC - Update on the 2011-2012 Liquor License with Special Conditions for AMC Theater**

Richard D. Nasca, Esq., attorney for AMC Theater and the General Manager updated the Township Council on the operation of the theater and stated that the business is doing well; they also responded to questions from Council.

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

On motion made by Councilman Anderton and seconded by Councilman Krakoviak, the meeting was adjourned at 10:26 P.M.

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PATRICIA SPANGO, COUNCIL PRESIDENT  
MUNICIPAL CLERK

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KAREN J. CARNEVALE,

Adopted: August 30, 2011