

## **Public Meeting - September 13, 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 7(Report), Item 8 (Bills) and Item 11(Certain Resolutions).

On motion made by Councilman Krakoviak and seconded by Councilman Anderton, 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.

David Norris, Esq. representing S. Rotondi & Sons

Leigh Ann Zaolino, 589 Mt. Pleasant Avenue, West Orange

Anthony Pugliesi, Public Information Officer for Essex County

Rosary Morelli, Ralph Road, West Orange

Darius Galate, 59 Mountain Avenue, West Orange

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

### **Minutes**

The Public Minutes of August 30, 2011 were approved as submitted.

### **Report**

The Municipal Judge's Report for August, 2011 was 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 #216-11**

Resolution Authorizing a Subordination of Mortgage

### **Resolution #217-11**

Resolution Authorizing Refunds to Overbilled Taxpayers Due to Revaluation

### **Resolution #218-11**

Resolution Authorizing Raffle Licenses

### **Resolution #220-11**

Resolution Authorizing a Contract with Ellen O'Connell, Esq. at a Rate of \$150 per hour NTE \$7,500 and Ken Rosenberg, Esq., Fox Rothschild as Special Counsel at a Rate of \$150 per hour NTE \$15,000 in a Matter Regarding Personnel

### **Resolution #221-11**

Resolution Authorizing the Tax Collector to Refund Payment to Listed Taxpayer Pursuant to Final Judgment by the Essex County Board of Taxation

### **Resolution #222-11**

Resolution for the Award of Contract for the Reconstruction of Old Salem Road and Salem Place to A&J Contractors Group, Inc., 105 Federal Road, Monroe Township, NJ 08831 in the Amount of \$359,649.40

Council President Spango requested that the Council go out of order and consider the ABC Hearing as their next order of business.

At 7:56 p.m., on motion made by Councilman Anderton and seconded by Councilman Krakoviak, the Council adjourned the Council Meeting and reconvened as the ABC Board.

All members voting "Aye".

## **ABC**

467-11 Person to Person, Place to Place Transfer of Plenary Retail Consumption License #0722-33-031-006, 200 Essex Club Inc. (Pocket) to Anchor Restaurant LLC

Robert C. Williams, Esq. appeared before the Township Council representing the buyer.

Following discussion and on motion made by Council President Spango and seconded by

Councilman Anderton, the above mentioned resolution was adopted.

All members voting "Aye".

At 8:08 p.m., on motion made by Councilman Krakoviak and seconded by Councilman Anderton the ABC Board adjourned and the Council reconvened.

All members voting "Aye".

### **Ordinance on Second and Final Reading**

#### **Ordinance #2328-11**

On motion made by Council President Spango and seconded by Councilwoman McCartney, AN ORDINANCE AUTHORIZING SALE OF TOWNSHIP OWNED LAND (BLOCK 152.19, LOT 1154), TO CONTIGUOUS PROPERTY OWNER PURSUANT TO N.J.S.A. 40A:12-13 (b) - Bachman Terrace, 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 the Clerk to read the ordinance by title only.

The Council President 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.

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

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

### **Ordinances on First Reading**

#### **Ordinance #2329-11**

On motion made by Councilman Cirilo and seconded by Councilman Anderton, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II, SECTION 8 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE, ENTITLED "DEPARTMENT OF ADMINISTRATION AND FINANCE" was taken up on first reading by title only.

All members voting "Aye".

The Clerk read the ordinance by title only.

Following discussion and on motion made by Councilman Anderton 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 September 27, 2011.

All members voting "Aye".

**Ordinance #2330-11**

On motion made by Councilman Anderton and seconded by Councilwoman McCartney, AN ORDINANCE AMENDING AN ORDINANCE CREATING A RECLASSIFICATION 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 NJ DEPARTMENT OF PERSONNEL-CHIEF FINANCIAL OFFICER, was taken up on first reading by title only.

All members voting "Aye".

The Clerk read the ordinance by title only.

Following discussion and on motion made by Councilman Anderton 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 September 27, 2011.

All members voting "Aye".

**Resolution #219-11**

Resolution Extending Contract with Reliable Wood Products, LLC for a Period of One Year Expiring on September 30, 2012

Nick Salese, Assistant Director of Public Works, commented on the above resolution and responded to questions from Council.

Following discussion and on motion made by Councilman Cirilo 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".

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

On motion made by Councilman Krakoviak and seconded by Councilwoman McCartney, the meeting was adjourned at 9:19 P.M.

All members voting "Aye".

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**PATRICIA SPANGO, COUNCIL PRESIDENT  
MUNICIPAL CLERK**

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**KAREN J. CARNEVALE,**

**Adopted: September 27, 2011**