

Conference Meeting – June 22, 2021

The West Orange Township Council met virtually due to the Covid 19 pandemic beginning at 6:30 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 November 30, 2020, and published in the West Orange Chronicle on December 10, 2020.

Roll Call – Councilwoman Casalino, Councilwoman McCartney, Councilman Rutherford, Councilwoman Williams, Council President Matute-Brown, Mayor Parisi

Council President Matute-Brown presented a Proclamation on behalf of the Mayor recognizing Main Street Hardware, a long-standing business in the community closing after many years.

The Council gave their liaison announcements.

Public Meeting – June 22, 2021

The West Orange Township Council met virtually beginning at 7:01 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 November 30, 2020, and published in the West Orange Chronicle on December 10, 2020.

Roll Call – Councilwoman Casalino, Councilwoman McCartney, Councilman Rutherford, Councilwoman Williams, Council President Matute-Brown

Public Comment

Joe Fagan – Public Information Officer – Township of West Orange

Marge Mingin – President – Library Board of Trustees

Clare Silvestri – 20 Grandview Avenue

Robin Miller – Forest Hill Road

Howard Druce – Barbara Avenue

Sally Malanga – Ridge Road

Roz Bielski – Wedgewood Drive

Al Weinberg – Mt. Pleasant Avenue

Joyce Rudin – Woodland Avenue

Joe Krakoviak – 20 Grandview Avenue

Anthony Puglisi – Public Information Officer – Essex County

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

***Review of Consent Agenda**

***Approval of Minutes of Previous Meeting-** May 18, 2021 and June 7, 2021 Executive Session

***Report of Township Officers – None**

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

***Bills**

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

125-21 Resolution Authorizing License Agreement Montclair YMCA for Use of the Ginny Duenkel Pool – 2021 (Legal-Moon)

126-21 Resolution Permitting Display of Fireworks at the Montclair County Country Club (Legal-Moon)
This resolution permits the Montclair Golf Club to display fireworks on July 3, 2021 with a rain date of July 5, 2021.

127-21 Resolution Permitting the West Orange Recreation Department to Display Fireworks at West Orange High School (Legal-Moon)
This resolution permits the West Orange Recreation Department to display fireworks on July 4, 2021 with a rain date of July 5, 2021.

129-21 Resolution Authorizing a Tax Lien Redemption – 164 Watson Avenue (Tax Collector)

130-21 Resolution Authorizing a Tax Lien Redemption – 11 Suburban Drive (Tax Collector)

131-21 Resolution Authorizing the Collector of Taxes to Refund Payment to the Listed Taxpayer(s) Due to An Overpayment of Taxes Due to a Duplicate Payment (Tax Collector)

132-21 Resolution Authorizing a Tax Lien Redemption – 69 Clarcken Drive (Tax Collector)

133-21 Resolution Authorizing a Tax Lien Redemption – Eagle Street (Tax Collector)

134-21 Resolution Authorizing a Professional Services Agreement with Arcari Iovino Architects, PC, One Katherine Street, Little Ferry, NJ 07643, to Provide Architectural Services for the New Library at the Rates specified in the Agreement (Legal-Trenk)

135-21 Resolution Authorizing Reimbursement Costs for Private Garbage Collection for the Period of January 1, 2020 through December 31, 2020 to Private Home Owner Associations/Individuals (Gross)

136-21 Resolution Authorizing the Subordination of the Township’s Mortgage on the Property at 71 Whittlesey Avenue to Allow the Property Owners to Refinance their Mortgage (Legal-Moon)

137-21 Resolution Authorizing a Tax Lien Redemption – 23 Bayowski Road (Tax Collector)

138-21 Resolution Authorizing a Tax Lien Redemption – 39 Rollinson (Tax Collector)

139-21 Resolution Authorizing the Subordination of the Township’s Mortgage on the Property at 49 Ridgehurst Road to Allow the Property Owners to Refinance their Mortgage (Legal-Moon)

- 140-21** Resolution Authorizing a Tax Lien Redemption – 71 Elm Street (Tax Collector)
- 141-21** Resolution Authorizing the Execution of a License Agreement with the Montclair YMCA for Use of the Ginny Duenkel Pool for the Summer 2021 (Legal-Moon)
- 142-21** Resolution Authorizing a Tax Lien Redemption – 129 Main Street (Tax Collector)
- 143-21** Resolution Authorizing the Execution of an Agreement with Cavanaugh and Keenan to Hold a Police Training for the West Orange Police Department (Legal-Moon)
- 144-21** Resolution Extending the Contract for Tree Removal Services with Rich Tree Service, Inc., 325 Bergen Street, So. Plainfield, NJ in the Amounts Indicated on the Resolution (Lepore)
- 145-21** Resolution Extending Award of Contract for Emergency and Non-Emergency Tree Services with Rich Tree Service, Inc., 325 Bergen Street, So. Plainfield, NJ, as Lowest Responsible Bidder, Tree Tech, Inc., P.O. Box 158, 1248 Sussex Tpk., Mt. Freedom, NJ 07970, as the Second Lowest Responsible Bidder and Downes Tree Service Co., Inc., 65 Royal Avenue, Hawthorne, NJ 07505, as Third Lowest Bidder in the Amounts Indicated on the Resolution (Lepore)
- 146-21** Resolution Authorizing the Refund of Tax Overpayment – 24 Hutton Avenue, Unit 37, West Orange, NJ (Tax Collector)
- 147-21** Resolution Authorizing the Collector of Taxes to Refund Payment to the Listed Taxpayer Due to Veteran Exemption (Tax Collector)
- 148-21** Resolution Permitting Display of Fireworks at the Essex County Country Club (Legal-Moon)
This resolution permits the Essex County Country Club to display fireworks on July 3, 2021 with a rain date of July 5, 2021.
- 149-21** Resolution Authorizing the Township of West Orange Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994, c.72 (Gross)
- 150-21** Resolution Authorizing the Township to Retain Matrix to Perform Monitoring and Reporting to the New Jersey Department of Environmental Protection Regarding the Contaminated Concrete Located on the Selecto-Flash Property at 18 Central Avenue (Legal-Moon)
- 151-21** Resolution Authorizing the Execution of an Agreement with the Essex Regional Health Commission to Hire and Manage a Vulnerable Populations Outreach Coordinator Utilizing Grant Funding from the New Jersey Department of Health, Office of Local Public Health (Legal-Moon)
- 153-21** Resolution authorizing the Township to Execute an Agreement with Montclair State University for Vaccine Administration Utilizing a Grant Issued by the New Jersey Department of Health, Office of Local Public Health (Legal-Moon)
- 154-21** Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Nance Road, Warren Road, and King Road Improvements Project (C. Kapura)
- 155-21** Resolution to Enter into an Agreement with the Morris County Cooperative Pricing Council, by the Township of Randolph, Acting as Lead Agency (Reynolds)
- 156-21** Resolution Authorizing Change Order No. 1 to Amend Contract with VMG, Group for Roof Improvements at the Municipal Building, Fire Headquarters and Fire Station No. 2 in the Amount of \$10,031.55 an Increase of 3.4 Percent of the Original Contract Amount (Lepore)

157-21 Resolution Providing for the Combination of Certain Bond Ordinances and Determining the Form and Other Details of the Offering of \$9,107,000 General Improvement Bonds, Series 2021 of the Township of West Orange, in the County of Essex, State of New Jersey Providing for their Sale (Legal-Thompson)

158-21 Resolution Authorizing an Award of Contract for the Re-bid; Fire Station #1 Interior and Exterior Improvements and Renovations and Window Replacements to TNS Construction, LLC, 1294 Waterloo Road, Stanhope, NJ 07874 in the Amount of \$796,000.00 which Represents the Base Bid of \$786,000.00, and an Allowance of \$10,000.00 for Additional Work for Unit Price No. 1, Ceiling and Metal Grid Suspension System and for Unit Price No. 2, Exterior Masonry Tuck Pointing (Lepore)

159-21 Resolution Authorizing Execution of Professional Services Agreement with Phillips Preiss Grygiel, 33-41 Newark Street, 3rd Flr., Suite D, Hoboken, NJ 07030 for Township Planner – 2021 at the Rates Specified in the Agreement (Legal-Moon)

160-21 Resolution Authorizing Negotiations and Appointing Appraiser in Connection with Property Acquisitions in Furtherance of the Downtown Redevelopment Plan (Legal-Trenk)

161-21 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey – 769 Northfield Avenue (Tax Collector)

162-21 Resolution Authorizing the Township of West Orange to Place a Lien in the Amount of \$2,308.00 against 71 Maple Avenue, West Orange for the Cost of Services to Remediate the Condition of the Property and for the Legal Fees Incurred by the Township (Gross)

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

All members voting “Aye.”

Resolution(s) removed from the Consent Agenda

Resolution 128-21

128-21 Resolution Authorizing Use of Competitive Contracting for Award of Billboard Signage Agreement (Legal-Moon)

On motion made by Councilwoman Williams and seconded by Councilwoman Casalino, the above referenced resolution was approved as amended.

All members voting “Aye.”

At this time, Councilwoman Williams asked her colleagues if they had reconsidered the recommendation of a promotion in the Department Health. There was no further discussion or further action taken.

Resolution 152-21

152-21 Resolution to Introduce the 2021 Municipal Budget (Gross/Prochilo)

On motion made by Council President Matute-Brown and seconded by Councilwoman Williams the above referenced resolution was approved.

All members voting “Aye.”

Ordinances on Second and Final Reading

Ordinance 2643-21

On motion made by Councilwoman Casalino and seconded by Councilwoman Williams, **An Ordinance of the Township of West Orange, County of Essex, New Jersey Approving an Application for a Long-Term Tax Exemption and Authorizing the Execution of a Financial Agreement with 18 Central Avenue Urban Renewal LLC** 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 that wished to be heard.

On motion made by Council President Matute-Brown and seconded by Councilwoman McCartney, the above referenced ordinance was approved.

All members voting “Aye.”

Ordinance 2644-21

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **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 Employees Status as a Township Employee Under the Guidelines of the New Jersey Department of Personnel – FMBA MOA – Fire Superior MOA Amended and Account Clerk** 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 that wished to be heard.

On motion made by Council President Matute-Brown and seconded by Councilwoman McCartney, the above referenced ordinance was approved.

All members voting “Aye.”

Ordinances on First Reading

Ordinance 2645-21

On motion made by Councilwoman Williams and seconded by Councilwoman McCartney, **Bond Ordinance Providing for Renovations to the West Orange Public Library, By and In the Township of West Orange, In the County of Essex, State of New Jersey; Appropriating \$6,506,217 Therefor and Authorizing the Issuance of \$3,408,000 Bonds or Notes of the Township to Finance the Cost Thereof** was approved on first reading, ordered advertised according to law, to come up for second and final reading on July 13, 2021.

All members voting “Aye.”

Ordinance 2646-21

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-32.2, Restricted Parking Zones of the Revised General Ordinances of the Township of West Orange – Handicapped Parking Stalls at 172 High Street and 41 Liberty Street** was approved on first reading, ordered advertised according to law, to come up for second and final reading on July 13, 2021.

All members voting “Aye.”

Ordinance 2647-21

On motion made by Council President Matute-Brown and seconded by Councilwoman McCartney, **An Ordinance Amending Chapter 4, Sections 5.1 and 5.2; Chapter 5, Section 34; Chapter 22, Section 3 and Chapter 25, Sections 4, 24.2 and Part A: Permitted Uses Table of District Regulations of the Revised General Ordinances of the Township of West Orange (Licensed Cannabis Entities)** was approved on first reading, ordered advertised according to law, to come up for second and final reading on July 13, 2021.

All members voting “Aye.”

Ordinance 2648-21

On motion made by Councilwoman Williams and seconded by Councilwoman Casalino, **Calendar Year 2021 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A: 4-45.14)** was approved on first reading, ordered advertised according to law, to come up for second and final reading on August 17, 2021.

All members voting “Aye.”

Ordinance 2649-21

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **An Ordinance Authorizing the Construction of a System of Sanitary Sewerage Within Mellon Avenue Between Cleveland Terrace and Kitchener Avenue in Blocks 175.08 and 175.14 of the Township of West Orange as Local Improvements to be Assessed Upon the Abutting Land Pursuant to N.J.S.A. 40:49-6 and N.J.S.A. 40:56-1, et. seq.** was approved on first reading, ordered advertised according to law, to come up for second and final reading on July 13, 2021.

All members voting “Aye.”

Ordinance 2650-21

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **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 Employees Status as a Township Employee Under the Guidelines of the New Jersey Department of Personnel** was approved on first reading, ordered advertised according to law, to come up for second and final reading on July 13, 2021.

All members voting “Aye.”

Pending Matters/New Matters/Council Discussion

Lenny Lepore gave an update on the Degnan Field Improvements Project, explaining that a change order is required due to some unforeseen obstacles that the contractor encountered. Also discussed was the possibility of in person meetings.

At this time, a motion was made by Councilwoman Williams and seconded by Councilwoman McCartney to recess the Council meeting and enter into an ABC Hearing.

All members voting “Aye.”

Resolution 659-21

- a. **659-21** Hearing on Renewal for Plenary Retail Consumption, Distribution and Club Licenses for the 2021-2022 License Term (Clerk)

On motion made by Councilwoman Williams and seconded by Council President Matute-Brown, the above referenced resolution was approved.

All members voting “Aye.”

Resolution 660-21

- b. **660-21** Hearing on Renewal for 2021-2022 License Term – **SuzyQues, LLC** 0722-33-009-012 (Special Conditions)

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

All members voting “Aye.”

Resolution 661-21

- c. **661-21** Hearing on Renewal for 2021-2022 License Term-**AMC Entertainment International** 0722-33-066-009 (Special Conditions)

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

All members voting “Aye.”

Resolution 662-21

- d. **662-21** Resolution Authorizing an Extension of Premises for License No. 0722-31-074-001, **West Orange Elks Home, Inc.**, 424 Main Street, West Orange, NJ (Kayser)

On motion made by Councilwoman Casalino and seconded by Councilwoman Williams, the above referenced resolution was approved.

All members voting “Aye.”

Resolution 663-21

- e. **663-21** Hearing on Renewal for 2021-2022 License Term – **Las Palmeras, Inc.** 0722-33-045-005 (Special Conditions)

After a long discussion, and on motion made by Council President Matute-Brown and seconded by Councilwoman McCartney, the above referenced resolution was approved.

Council President Matute-Brown, Councilwoman Casalino and Councilwoman McCartney voting “Aye.” Councilman Rutherford voting “Nay” and Councilwoman Williams abstained.

Resolution 664-21

- f. **664-21** Hearing on Renewal for 2021-2022 License Term-**Club 466** 0722-33-035-011 (Special Conditions)

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

All members voting “Aye.”

Resolution 665-21

- g. **665-21** Hearing on Renewal for 2021-2022 License Term-**Huguitos Restaurant and Bar, LLC** 0722-33-024-005 (Special Conditions)

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

All members voting “Aye.”

Resolution 666-21

- h. **666-21** Hearing on Renewal for 2020-2021 License Term – **1920’s Road House, Inc.** 0722-33-071-003 (Special Conditions)

On motion made by Councilwoman Casalino and seconded by Council President Matute-Brown, the above referenced resolution was approved.

All members voting “Aye.”

Resolution 667-21

- i. **667-21** Hearing on Renewal for 2020-2021 License Term – **Harrison Avenue Tavern, Inc.** 0722-33-058-008 (Special Conditions)

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

All members voting “Aye.”

Resolution 668-21

- j. **668-21** Hearing on Renewal for 2020-2021 License Term-**Angelito’s, LLC** 0722-33-066-009 (Special Conditions)

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

All members voting “Aye.”

At 11:50 p.m., on motion made by Councilman Rutherford and seconded by Councilwoman Casalino, the ABC Hearing and Council Meeting were 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.
Municipal Clerk

Cindy Matute-Brown, Council President

Adopted: July 13, 2021