

Public Meeting - May 29, 2012

The Township Council of the Township of West Orange met in the Council Chambers, 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 December 7, 2011.

Roll Call:

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

Absent: None

The Township Council 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 Anderton and seconded by Councilman Cirilo, the consent agenda was implemented.

All members voting "Aye".

Public Comment

The Council President stated that this is the scheduled time for the public hearing and asked if there was anyone who wished to be heard.

John Schmidt, 27 Glen, Llewellyn Park, West Orange.

Williams Sullivan, 13 Oak Ridge Road, West Orange

Windale Simpson, Hillside Avenue, West Orange

Rosary Morelli, 22 Ralph Road, West Orange

Christine Bosco, 4 Masson Place, West Orange

Anthony Pugliese, Public Information Officer, Essex County

Clare Silvestri, 20 Grandview Avenue, West Orange

Joan Lieberman, 11 Highland Place, West Orange

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

Minutes

The Public Minutes of April 24, 2012 were approved as submitted.

Report

The Municipal Judge's Report for the Month of April, 2012 was received and placed on file.

Bills

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

Resolutions

The following resolutions were adopted:

Resolutions #93-12

Resolution Authorizing Raffle Licenses

Resolution #94-12

Resolution Calling for an Extension for Affordable Housing Trust Funds to be Committed

Resolution #95-12

Resolution Authorizing Dr. Anthony Quartell to Become the Township's Medical Director and to Administer Certain Medical Services in Exchange for a Salary of \$1,000 Per Year for any Such Services Rendered

Resolution #97-12 REMOVED

Resolution Authorizing Execution of an Inter-local Agreement Between the Township of West Orange and the Borough of Roseland for Animal Control Services for a Term of Two (2) years from July 1, 2012 to June 30, 2014

Resolution #98-12

Resolution Authorizing Change Order No. 1 and Final, Improvement of Undercliff Terrace, A&J Contractor's Group, Monroe Township, New Jersey, Decrease in the Amount of \$3,023.20

Resolution #99-12

Resolution Authorizing Change Order No. 1 and Final, Reconstruction of Old Salem Road and Salem Place, A&J Contactor's Group

Resolution #100-12

Resolution Authorizing a Window Contract for Spring 2012 Tree Planting, Cerbo's Nursery, 440 Littleton Road, Parsippany, NJ 07054

Resolution #101-12

Resolution Authorizing License Agreement with Montclair YMCA for Limited Use of Pool Facilities at Ginny Duenkel Pool for Swim Practices, Summer of 2012

Resolution #102-12

Resolution Amending Permit Fees Consistent with the Uniform Fire Code, N.J.A.C. 5:70-2.9(c)

Resolution #103-12

Resolution Authorizing Third Extension of Time (Additional Sixty Days) for Closings on Cliff Street Properties

Resolution #104-12

Resolution Amending Resolution 37-12 Adding Additional Deferred Compensation Plans

Resolution #105-12

Resolution Authorizing Execution of Amended Agreement Between the Township of West Orange and Steven J. Weinberg

Resolution #106-12

Resolution to Amend the West Orange Housing Rehabilitation Program

Resolution #107-12

Resolution Authorizing the Township of West Orange to Approve Amended Spending Plan (COAH)

Resolution #108-12

Resolution to Implement Emergency Repair Program Under Affordability Assistance (COAH)

Resolution #109-12

Resolution Allocating Money from Municipal Affordable Housing Trust Fund to the Special Needs Housing Partnership and Authorizing the Mayor to Sign the MOU with HMFA and DHS

Resolution #110-12

Resolution Authorizing Duplicate Payment for the Second Quarter 2012 Taxes

Resolution #114-12

Resolution Authorizing an Executive Session for the Purpose of Discussing Pending Tax Appeals

Ordinances on Second and Final Reading - None

Ordinances on First Reading

Ordinance #2357-12

On motion made by Councilman Krakoviak and seconded by Councilwoman McCartney, ZONING ORDINANCE - LAND USE REGULATIONS, 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 Councilwoman McCartney and seconded by Councilman Anderton, the abovementioned ordinance was passed on first reading, ordered advertised according to law, to come up for second and final reading on June 26, 2012.

All members voting "Aye".

Ordinance #2358-12

On motion made by Councilwoman McCartney and seconded by Councilman Anderton, BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$4,184,305 FOR RECONSTRUCTION OF THE SANITARY AND STORM SEWERAGE SYSTEMS AND ASSOCIATED RECONSTRUCTION AND REPAVING OF THE ROADWAYS WITHIN THE LLEWELLYN PARK SECTION OF THE TOWNSHIP DIRECTING A SPECIAL ASSESSMENT OF THE COST THEREOF IN THE AMOUNT OF \$3,684,305 AND AUTHORIZING THE ISSUANCE OF \$3,684,305 BONDS OR NOTES , was taken up on first reading by title only.

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 June 12, 2012.

All members voting "Aye".

Resolution #96-12

Resolution Authorizing Execution of a Letter to State Senators and Assemblymen in the Action Entitled NJDEP v. Occidental Chemical Corporation, et. al.

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

All members voting "Aye".

Resolution #112-12

Award of Bid to D'Onofrio & Son, Inc. Landscaping, 47 Van Ness Terrace, Maplewood, New Jersey 07040 for the contract Maintenance of Various Township Owned Parcels in the Total

Amount of \$125,000 for the Base Bid of \$68,950 (Contingent Upon the Adoption of Budget)

Deputy Director Leonard Lepore responded to questions from Council.

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

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

Resolution #113-12

Resolution Authorizing License Agreement with the New Jersey Arts Incubator

Amy Simon, Executive Director, New Jersey Arts Incubator commented on the above resolution and responded to questions from Council.

Matthew Schwartz, Treasurer of New Jersey Arts Incubator, responded to questions from Council.

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

All members voting "Aye".

Resolution #111-12

Award of Professional Services Contract to Barreto/Dowd, Landscape Architecture, Planning, Urban Design, 100 Old Tavern Road, Howell, New Jersey 07731 for Township Owned Property at 55-57 Ridgeway Avenue, in an Amount not to Exceed \$35,000

Mayor Robert Parisi commented on the above and responded to questions from Council.

Deputy Director Leonard Lepore commented on the above and responded to questions from Council.

Deputy Director Susan Borg commented on the above and responded to questions from Council.

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

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

ABC HEARING

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

Council adjourned as the Council and reconvened as the Alcoholic Beverage Control Board.

All members voting "Aye".

Resolution #475-12

Resolution Authorizing a Person to Person Transfer from Duran & Vera LLC t/a El Rancho to Angelitos, LLC, t/a El Palacio De Pollo

Raymond Armour, Esq. attorney for the buyer, appeared before the Township Council. The Affidavit of Publication was received and appropriate fees paid.

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

All members voting "Aye".

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, the Council went into Executive session to discuss Pending Tax Appeals.

All members voting "Aye".

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

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, the meeting was adjourned at 11:45 P.M.

KAREN J. CARNEVALE, MUNICIPAL CLERK
PRESIDENT

PATRICIA SPANGO, COUNCIL

Adopted: June 26, 2012