

Public Meeting – June 28, 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 Cirilo, Councilman Krakoviak, Councilwoman McCartney, Councilwoman Spango and Council President Anderton

Absent: None

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

On motion made by Councilman Krakoviak and seconded by Council President Anderton, the Consent Agenda was implemented.

All members voting "Aye".

Nomination of Council President

On motion made by Council President Anderton and seconded by Councilman Cirilo, Councilwoman Patty Spango was nominated as Council President for the 2011-2012 term.

All members voting "Aye".

Council Appointments for the 2011-2012 Term

Planning Board

On motion made by Councilwoman Spango and Council President Anderton, Council appointed Councilwoman McCartney to the Planning Board.

All members voting "Aye".

Local Assistance Board

On motion made by Council President Anderton and seconded by Councilwoman McCartney, the Council appointed Councilwoman Spango to the Local Assistance Board.

All members voting "Aye".

ERSCHA (Degnan House)

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, the Council appointed Councilwoman Spango to the ERSCHA Board.

All members voting "Aye".

WOSCHA (John P. Renna House)

On motion made by Councilwoman Spango and seconded by Council President Anderton, the Council appointed Councilman Cirilo to the WOSCHA Board.

All members voting "Aye".

Downtown West Orange Alliance

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, the Council appointed Councilman Krakoviak to the Downtown West Orange Alliance Board.

West Orange Municipal Alliance Committee

On motion made by Council President Anderton and seconded by Councilwoman McCartney, the Council appointed Councilwoman Spango to the West Orange Alliance Committee.

All members voting "Aye".

West Orange Arts Council

On motion made by Councilwoman Spango and seconded by Councilman Cirilo, the Council appointed Councilwoman McCartney to the West Orange Arts Council.

All members voting "Aye".

Open Space & Recreation Committee

On motion made by Councilman Cirilo and seconded by Councilwoman Spango, the Council appointed Council President Anderton to the Open Space & Recreation Committee.

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 Office for Essex County, commented on the extended hours at the Turtle Back Zoo for the summer.

Claire Silvestri, 20 Grand View Avenue, West Orange commented on the Marketing Services resolutions.

John Schmidt, 27 Glen, Llewellyn Park, West Orange, commented on the proposed Downtown Redevelopment Project.

Jerry Eben, 26 Walker Road, West Orange, commented on the proposed Downtown Redevelopment Project.

Rob Wilson, 12 Fremont Street, West Orange commented on a recent shooting in his neighborhood and suggested that the Township hold a music and arts festival as a tribute the victim James Wilson.

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

Minutes

The Executive Session Minutes of June 14, 2011 and Public Minutes of May 31, 2011 and June 14, 2011 were approved as submitted.

Bills

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

Resolutions

The following resolutions were adopted:

Resolution #146-11

Resolution Requesting Approval of Items of Revenue and Appropriation for Public Safety – Cops in Shops Program in the Amount of \$12,712

Resolution #147-11

Resolution Requesting Approval of Items of Revenue and Appropriation for the NJ Health Officers Association – PHER/H1N1 Grant in the Amount of \$25,000

Resolution #148-11

Resolution Authorizing the Certification of the Annual Audit by the Governing Body

Resolution #149-11

Corrective Action Plan – 2010 Audit

Edward Coleman, Chief Financial Officer, commented on the above resolution.

Resolution #150-11

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

Resolution #151-11

Resolution Authorizing the Retention of Stephen E. Schwartz, Esq. as Special Tax Counsel at a Rate of \$350 per Session Before the County Board of Taxation Up to a Maximum Expenditure of \$10,500

Resolution #152-11 – Held Over

Resolution #154-11

Resolution Revising the Terms of Parties' Collective Bargaining Agreement with the West Orange Fire Superior Officer's Association

Resolution #155-11

Resolution Authorizing a Contract with Garden State Laboratories, Inc. for Public Health Testing Services for a One Year Period Beginning January 1, 2011 and Ending December 31, 2011 at a Cost of \$5,000

Resolution #156-11 – Held Over

Resolution #157-11

Resolution Authorizing Issuance of Raffle Licenses

Resolution #161-11

Resolution Rejecting the Bids for the 2010 Roadway Improvements – Phase II Various Streets Due to the Lowest Responsible Bidder Exceeding the Funding Available in the Capital Budget

Resolution #162-11

Resolution Authorizing A Window Contract for Public Health Emergency Notification System to Organyk Technology Consulting & Managed Hosting, P.O. Box 3099, Burlington, VT 05408 in the Amount of \$18,620

Resolution #163-11

Resolution Authorizing the Payment of \$4,155 to Municipal Inspection Corporation, Bayonne, New Jersey in Full Satisfaction of Any and All Elevator Inspection Services Performed

Ordinances on Second and Final Reading

Ordinance #2323-11

On motion made by Councilwoman Spango and seconded by Councilwoman McCartney, AN ORDINANCE AUTHORIZING THE RECONSTRUCTION OF THE SYSTEM OF SEWERAGE AND DRAINAGE AND ASSOCIATED REPAIR, RESONSTRUCTION AND RAPAING OF THE ROADWAYS WITHIN THE LLEWELLYN PARK SECTION OF THE TOWNSHIP OF WEST ORANGE AS LOCAL IMPROVEMENTS TO BE ASSESSED UPON THE ABUTTING LAND PURSUANT TO NJSA 40:49-6 AND NJSA 40:56-1, ET. SEQ., 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.

Deputy Director Leonard Lepore commented on the above and gave a brief overview of the above mentioned ordinance.

Gerald Sweeney, 8 Long Branch Way, West Orange, commented on the above ordinance.

John Schmidt, 27 Glen, Llewellyn Park, West Orange stated that he is not in favor of the above ordinance.

Joseph Riopel, 5 Ashley Road, West Orange spoke in support of the above ordinance.

Bernard Wallerstein, 1 Elm Court Way, Llewellyn Park, West Orange, one of the Trustees of Llewellyn Park, spoke in support of the above ordinance.

Gary Steglan, 1 Edgehill Road, West Orange stated that he is not in favor of the above ordinance.

Leonard Polaner, 16 Tulip Avenue, Llewellyn Park, West Orange commented on the above ordinance.

Bill Westenheimer, 62 Glen Avenue, Llewellyn Park, West Orange commented on the above ordinance and stated that most of the Llewellyn Park Community is in favor of the above ordinance

Margaret Gross, 15 Elm Court Way, Llewellyn Park, West Orange spoke in support of the above ordinance.

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

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

All members voting "Aye".

Ordinance #2324-11

On motion made by Councilwoman Spango and seconded by Councilman Cirilo, 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 New Jersey Department of Personnel (The Ordinance reflects a change regarding the position of Chief Financial Officer), 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 Spango and seconded by Councilwoman McCartney, the above mentioned ordinance was passed on second and final reading and ordered advertised according to law.

All members voting "Aye".

Ordinance #2319-11

On motion made by Councilwoman McCartney and seconded by Councilwoman Spango, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 25-24.1 (d) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE, 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.

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

All members voting "Aye".

Resolution #153-11

Resolution Authorizing an Amendment to the Agreement with Phillips Preiss Shapiro Grygiel Associates, Inc. (Paul Grygiel”), 33-41 Newark Street, Hoboken, NJ to Assist the Township in Preparing Comprehensive Zoning Ordinance Amendments (Chapter 25 of the Land Use Regulation) in the Amount of \$7,500 for Additional Services

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

All members voting “Aye”.

Jessica Glicker, Public Information Officer for the Township of West Orange, gave a brief overview of the following resolutions and responded to questions from Council.

Resolution #158-11

Resolution Authorizing an Agreement with Millenium Strategies and Catania Consulting Group to Launch a Branding Campaign to Promote the Township Externally to Prospective Homeowners, Realtors and to Attract New Businesses in an Amount NTE \$15,000

A representative of Catania Consulting commented on the above resolution and responded to questions from Council.

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

Councilwoman McCartney, Councilwoman Spango and Council President Anderton voting “Aye”; Councilman Cirilo recused himself and Councilman Krakoviak voting “Nay”.

Resolution #159-11

Resolution Authorizing an Agreement with My Town Marketing to Maintain and Expand Outreach Using Social Media to Engage with Residents and Business Owners to Promote the Township in an Amount NTE \$12,500

On motion made by Councilwoman McCartney and seconded by Councilwoman Spango, the above mentioned resolution, as amended, was adopted.

Councilwoman McCartney, Councilwoman Spango and Council President Anderton voting “Aye”; Councilman Cirilo recused himself and Councilman Krakoviak voting “Nay”.

Resolution #160-11

Resolution Authorizing An Agreement with Signal Graphics, 15 Village Plaza, South Orange, NJ to Design a Logo, Graphics and Promotional Pieces to Support the Township’s Branding and Marketing Initiative in an Amount NTE \$5,000

On motion made by Council President Anderton and seconded by Councilwoman Spango, the above mentioned resolution was adopted.

Councilwoman McCartney, Councilwoman Spango and Council President Anderton voting “Aye”; Councilman Cirilo recused himself and Councilman Krakoviak voting “Nay”.

Resolution #164-11

Resolution Authorizing Executive Session for a Matter of Litigation (Holland)

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

All members voting “Aye”.

On motion made by Councilwoman McCartney and seconded by Councilman Krakoviak, the Council went into Executive Session to discuss a Matter of Litigation.

All members voting “Aye”.

On motion made by Councilman Krakoviak and seconded by Council President Anderton, the Council reconvened as the ABC Board.

All members voting “Aye”.

ABC

ABC Hearing – Hearing and Resolution on Applications for Renewal of Plenary Retail Consumption and Distribution Licenses for the 2011-2012 License Term

On motion made by Councilman Cirilo and seconded by Councilwoman McCartney, the above ABC Hearing and Resolution #458-11 was adopted.

All members voting “Aye”.

Resolution #459-11

Hearing on Renewal for 2011-2012 License Term – Huguitos (Special Conditions)

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

All members voting "Aye".

Resolution #460-11

Hearing on Renewal for 2011-2012 License Term – 466 DJF

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

All members voting "Aye".

Resolution #461-11

Hearing on Renewal for 2011-2012 License Term –AMC (Special Conditions)

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

All members voting "Aye".

Resolution #463-11

Hearing on Renewal for 2011-2012 License Term – 200 Essex Club (Special Conditons)

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

All members voting "Aye".

Resolution #462-11 was not adopted at this time pending approval for special ruling.

Resolution #464-11 was not adopted at this time pending tax clearance.

On motion made by Councilman Krakoviak and seconded by Councilwoman Spango, the Council adjourned as the ABC Board.

All members voting "Aye".

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

On motion made by Council President Anderton and seconded by Councilwoman Spango, the meeting was adjourned at 12:06 a.m.

SAL M. ANDERTON, COUNCIL PRESIDENT

KAREN J. CARNEVALE, MUNICIPAL CLERK

Adopted: July 26, 2011