

1. Conference Agenda

Documents:

[CA 2.1.22.PDF](#)

2. Public Meeting Agenda

Documents:

[PM 2.1.22.PDF](#)

3. Resolution(S)

3.I. 16-22

Documents:

[16-22 EXECUTIVE SESSION 2.1.22.PDF](#)

3.II. 17-22

Documents:

[17-22 RESOLUTION APPOINTING P. REYNOLDS AS PUBLIC AGENCY COMPLIANCE OFFICER.PDF](#)

3.III. 18-22

Documents:

[18-22 CORRECTED - AUTHORIZING SUBORDINATION OF MORTGAGE RE 1454 PLEASANT VALLEY WAY.PDF](#)
[18-22 EXHIBIT-1454 PLEASANT VALLEY WAY.PDF](#)

3.IV. 19-22

Documents:

[19-22 RAFFLE LICENSE 2.1.22.PDF](#)

3.V. 20-22

Documents:

[20-22 RESOLUTION CHANGE ORDER NO. 1 BROOK PLACE AND WESSMAN DRIVE - HURRICANE IDA.PDF](#)
[20-22 CHANGE ORDER NO. 1 BROOK PLACE AND WESSMAN DRIVE - HURRICANE IDA.PDF](#)

3.VI. 21-22

Documents:

[21-22 RESOLUTION - CHANGE ORDER NO. 2 AND FINAL STREET](#)

IMPROVEMENTS 2020 PHASE 1.PDF
21-22 CHANGE ORDER NO. 2 AND FINAL STREET IMPROVEMENTS 2020
PHASE I.PDF

3.VII. 22-22

Documents:

22-22 RESOLUTION - AWARD SNOW REMOVAL REIMBURSEMENTS
2021.PDF
22-22 ATTACHMENT - SNOW REMOVAL REIMBURSEMENT 2021.PDF

3.VIII. 23-22

Documents:

23-22 RESOLUTION AWARD OF REIMBURSEMENT LLEWELLYN PARK
LEAF AND OBSTRUCTION 2021.PDF

3.IX. 24-22

Documents:

24-22 RESOLUTION FOR STATE CONTRACT PASCACK 2022.PDF
24-22 EXHIBIT.PDF

4. Ordinance(S) On First Reading

4.I. 2676-22

Documents:

2676-22 ORDINANCE_ILLEGAL DUMPING_AMENDMENT TO CHAPTER 4
SECTION 1_REVISED.PDF

4.II. 2677-22

Documents:

2677-22 FOR SIGNS FOR DRIVE-THROUGH BUSINESSES.PDF

Township of West Orange
CONFERENCE MEETING AGENDA
Council Chambers – 66 Main Street
Tuesday, February 1, 2022
Meeting No. 3

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 24, 2021, and published in the West Orange Chronicle on December 2, 2021.

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

6:30 P.M

- **Update from Pleasant Valley Productions @ OSPAC
Camille DiLorenzo and Lynette Sheard**
- **Black History Month – Black History Contest for W.O. Middle and High School Students
Tammy Williams - Councilwoman**
- **Council Liaison Announcements**
- **Public Meeting – 7:00 p.m.**

PUBLIC MEETING AGENDA

Township of West Orange

66 Main Street – 7:00 p.m.

February 1, 2022

Meeting No. 3

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 24, 2021, and published in the West Orange Chronicle on December 2, 2021.

Statement of Decorum

In all matters not provided for in subsection 3-15.1 and except upon consent of the Council President, each person addressing the Council pursuant to this subsection shall be required to limit his or her remarks to five (5) minutes, and shall at no time engage in any personally offensive or abusive remarks. The chair shall call any speaker to order who violates any provision of this rule.

(1972 Code § 3-15.2)

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

- 1. Pledge of Allegiance**
- 2. Public Comment**
- 3. *Consent Agenda**
- 4. *Approval of Minutes of Previous Meeting – Public Meeting January 18, 2022**
- 5. *Report of Township Officers - None**
- 6. *Reading of Petitions and Communications and Bids - None**
- 7. *Bills-None**
- 8. *Resolutions**
 - a. 16-22 Resolution Authorizing an Executive Session to Discuss a Matter of Pending Litigation Specifically Covid 19 Vaccination Policy**
 - b. 17-22 Resolution Appointing Panayiota Reynolds as West Orange Public Agency Compliance Officer**
 - c. 18-22 Resolution Authorizing the Subordination of the Township's Mortgage on the Property at 1454 Pleasant Valley Way to Allow the Property Owners to Refinance their Mortgage (Legal-Moon)**
 - d. 19-22 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)**
 - e. 20-22 Resolution Authorizing Change Order No. 1 and Final for Emergency Road Repairs to Brook Place and Wessman Drive with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the Amount of \$11,114.82. or 3.29 Percent Increase in the Original Contract Amount (Lepore)**
 - f. 21-22 Resolution Authorizing Change Order No. 2 and Final for the Project Street Improvements, 2020 Phase I with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the Amount of \$38,234.28 or 1.72 Percent Increase Over the Adjusted Contract Amount through Change Order No. 1 or an 11.55 Percent Increase in the Original Contract Amount (Lepore)**
 - g. 22-22 Resolution Authorizing the 2021 Reimbursement for Services to Private Communities for Snow Removal (Lepore)**

- h. **23-22** Resolution Authorizing the 2021 Leaf Collection and Obstruction Removal Reimbursement to Llewellyn Park (Lepore)
 - i. **24-22** Resolution Authorizing the Purchase of Computer Equipment for the West Orange Fire Department by a State Contract Vendor (Reynolds)
- 9. Ordinances on Second and Final Reading-None**
- 10. Ordinances on First Reading**
- a. **2676-22** An Ordinance Amending and Supplementing Chapter 4, Section 1.1 and 1.7 and Establishing Section 1.8 of the Revised General Ordinances of the Township of West Orange (Illegal-Dumping) (Legal-Trenk)
 - b. **2677-22** An Ordinance Amending Chapter 25, Section 15.3.c. of the Revised General Ordinances of the Township of West Orange (Signage for Businesses with Drive-Up Windows) (Legal-Trenk)
- 11. Pending Matters/New Matters/Council Discussion**
- 12. ABC Hearing-None**
- 13. Adjournment**

**The Council President may at his/her discretion modify with consent the order of business at any meeting of the Council if he/she deems it necessary and appropriate.
(1972 Code § 3-8; Ord. No. 726-84; Ord. No. 1157-93; Ord. No. 2128-07 § II)**

Agenda is subject to change.

Next Meeting Date(s): February 15, 2022

Zoom Link

<https://us06web.zoom.us/j/85780191505?pwd=ckdpUDZGUHN6TGYYrZlNtejVvZGkvUT09>

Or Telephone-Dial: US: 1-646-558-8656

Webinar ID: 857 8019 1505

Password: 510269

RESOLUTION TO HOLD A CLOSED SESSION

WHEREAS, the Open Public Meetings Act (N.J.S.A. 10:4. et seq.) provides for the exclusion of the public meetings of the governing body during the discussion of certain matters; and

WHEREAS, prior to the exclusion of the public from a meeting of the Township Council it is required that the Council adopt a Resolution stating the general nature of the subject to be discussed and stating as precisely as possible the time when the minutes of the discussion conducted in closed session can be disclosed to the public; and

WHEREAS, this body is about to consider a matter which falls within the purview of N.J.S.A. 10-4-12, and can properly exclude the public from such discussions; now, therefore, be it

BE IT RESOLVED, that the Township Council of the Township of West Orange, now assembled in public session at its regular meeting of **February 1, 2022** enter into a closed session to consider the following matter(s).

- () 1. Discussion of any material, the disclosure of which constitutes an invasion of individual privacy.
- () 2. A collective bargaining agreement or the terms of provisions of same.
- () 3. Techniques or tactic utilized to protect the safety and property of the public provided that their disclosure could impair such protection.
- () 4. An investigation of violations or possible violations of the laws of the State of New Jersey and/or the Township of West Orange Administrative Code.
- (X) 5. Pending or anticipated litigation or contract negotiation in which this body is or maybe a party.
- () 6. A matter falling within the attorney-client privilege to the extent that confidentiality is required in order for the attorney to exercise his ethical duties to this body.
- () 7. Personnel matters.
- () 8. Discussion of any matter which by express provision of Federal law or State statute or rule of Court shall be rendered confidential.
- () 9. Discussion of any matter in which the release of information would impair a right to receive funds from the Government of the United Sates.
- () 10. Discussion of any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- () 11. Deliberations occurring after a public hearing that may result in imposition of a civil penalty or suspension or loss of a license or permit.

More specifically, the Council may discuss in closed session the following topic(s):

Covid 19 Vaccination Policy

(the general subject matter(s)) of discussion shall be indicated by a check mark in the appropriate box and shall be more specifically referred to thereafter to the extent such additional disclosure can be made without compromising the need for confidentiality giving rise to the closed session.

IT IS FURTHER RESOLVED that the minutes of said discussion shall be made public as soon as the matter under discussion is no longer of a confidential or sensitive nature such that the public interest will no longer be served by such confidentiality.

The foregoing resolution was duly adopted by the Township Council of the Township of West Orange at a public meeting held on **February 1, 2022**

Motion:

Second:

Vote

Aye:

Opposed:

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: February 1, 2022

17-22
February 1, 2022

RESOLUTION

WHEREAS, the New Jersey State Treasure authorized by N.J.S.A 10:5-36(f) and pursuant to N.J.S.C 17:27-3.2 requires each public agency to designate a Public Agency Compliance Officer; and

WHEREAS, the Public Agency Compliance Officer is responsible for overseeing vendor and contractor compliance with the State of New Jersey law and regulations concerning Equal Opportunity in Public Contracts; and

WHEREAS, the Acting Business Administrator for the Township of West Orange has recommended that Panayiota Reynolds, the Township of West Orange Purchasing Agent to be appointed to fulfill the duties of the P.A.C.O.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange, County of Essex, State of New Jersey that Panayiota Reynolds be and hereby is appointed the Township of West Orange Public Agency Compliance Officer.

Karen J. Carnevale, R.M.C
Municipal Clerk

Susan McCartney
Council President

Adopted: February 1, 2022

RESOLUTION

WHEREAS, the Township of West Orange Housing Rehabilitation Program has a mortgage against certain real property owned by Venante Mondesire and Alix Jules (collectively the “Owners”) residing at 1454 Pleasant Valley Way, Lot 38.01 Block 168 (the “Property”), in the amount of Thirty-Five Thousand Dollars (\$35,000.00), which was dated August 31, 2012 and recorded in the Essex County Register’s Office October 15, 2012 in Book 12393, at Page 4440 (the “WOHRP Mortgage”); and

WHEREAS, there is a first mortgage on the Property held by Newrez, LLC in the outstanding amount of One Hundred Ninety-Two Thousand Five Hundred Fourteen Dollars and Fifty-Nine Cents (\$192,514.59) (the “First Mortgage”); and

WHEREAS, the Owners desire to refinance their home to obtain a new mortgage loan from CrossCountry Mortgage, LLC (“CrossCountry”) in the amount of Three Hundred Forty-Three Thousand Dollars (\$343,000), and with an interest rate of 3.875% (the “New Mortgage”); and

WHEREAS, the New Mortgage will pay off the First Mortgage; and

WHEREAS, the Owners have requested that the Township of West Orange subordinate the WOHRP Mortgage to the New Mortgage; and

WHEREAS, the appraised value of the property is \$570,000; and

WHEREAS, based on the amount of the New Mortgage as compared to the First Mortgage, the proposed subordination will not materially change the equity available to satisfy the WOHRP Mortgage; and

WHEREAS, on December 14, 2021, the Township Council adopted Resolution 309-21 which authorized the execution and recording of a Subordination Agreement drafted and

provided by CrossCountry; and

WHEREAS, CrossCountry has since advised the Township that the Subordination Agreement contained an error in the amount of the proposed new mortgage and that the New Mortgage rate set forth in Resolution 309-21 requires a revision from 3% to 3.875%; and

WHEREAS, a corrected Resolution is needed to authorize the execution and recording of an Amended Subordination Agreement, annexed hereto as Exhibit “A,” with a corrected New Mortgage amount.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor be and hereby is authorized to execute the amended Subordination of Mortgage, annexed hereto as Attachment “A,” in favor of CrossCountry with respect to the Property and the Owners; and be it further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor’s signature on the Subordination of Mortgage; and be it further

RESOLVED, that a copy of this Resolution shall be made available in the Clerk’s office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Township Clerk

Susan McCartney
Council President

Adopted: February 1, 2022

Exhibit “A”

After Recording, Send To:

SUBORDINATION OF MORTGAGE

This Subordination of Mortgage is Made By **WEST ORANGE TOWNSHIP HOUSING REHABILITATION PROGRAM** (“Mortgagee”), under the following circumstances:

A. Mortgagee is the holder of a Mortgage (the “Existing Mortgage”) described as follows:

BORROWER: Venante Mondesir and Alix Jules

LENDER: WEST ORANGE TOWNSHIP HOUSING REHABILITATION PROGRAM

DATE EXECUTED: 08/31/2012

DATE RECORDED: 10/05/2012

RECORDED AT: Essex County, New Jersey, Instrument No. 12083264

AMOUNT: \$35,000.00

which is a lien on the real estate described below (the “Property”).

All that certain lot, parcel or tract of land, situate and lying in the Township of West Orange, County of Essex, State of New Jersey, and being more particularly described as follows: Beginning at a point in the Southwesterly line of Pleasant Valley Way (Old Cedar Road vacated), distant 227.62 feet Northeast of the intersection formed by the Southeasterly line of Pleasant Valley Way and the Northeasterly line of Brook End Drive; thence (1) North 35 degrees 37 minutes 43 seconds East, along the Southeasterly line of Pleasant Valley Way, a distance of 53.00 feet to a point; thence (2) South 53 degrees 17 minutes 00 seconds East, a distance of 250.00 feet to a point; thence (3) South 35 degrees 37 minutes 43 seconds West, a distance of 53.00 feet to a point; thence (4) North 53 degrees 17 minutes 00 seconds West, a distance of 250.00 feet to the point and place of BEGINNING. Tax ID: 168/38.01

Property Address: **1454 Pleasant Valley Way, West Orange, NJ 07052**

B. Lender, **CrossCountry Mortgage, LLC**, will be making a loan secured by a mortgage, in the maximum principal amount of \$343,000.00 (Three Hundred Forty-three Thousand and Zero Cents), to Venante Mondesir and Alix Jules as Borrower and (“New Mortgage”), which will be a

lien on the Property.

C. As part of the consideration for Lender's agreement to make the loan secured by the New Mortgage, and to induce Lender to make that loan, Mortgagee has agreed to subordinate the lien of the Existing Mortgage to the lien of the New Mortgage, upon the terms and conditions set forth in this Agreement.

NOW THEREFORE, Mortgagee and Lender agree as follows:

1. Mortgagee hereby subordinates the lien of the Existing Mortgage to the lien of the New Mortgage; however, this subordination shall not otherwise affect the validity or priority of the Existing Mortgage.

2. This Subordination Agreement is made on the understanding that Mortgagee shall not be responsible for any of the obligations of Borrower contained in or secured by the New Mortgage.

3. This Subordination Agreement shall be binding upon and inure to the benefit of Lender and Mortgagee and their respective successors and assigns.

Executed this ____ day of _____, 20____

**WEST ORANGE TOWNSHIP
HOUSING REHABILITATION
PROGRAM**

By: _____

Its: _____
MORTGAGEE

Witness

Printed Name of Witness

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me on _____, 20____ by **WEST ORANGE TOWNSHIP HOUSING REHABILITATION PROGRAM** who is personally known to me or has produced _____ as identification, and furthermore, the aforementioned person has acknowledged that his/her signature was his/her free and voluntary act for the purposes set forth in this instrument.

Notary Public

19-22
February 1, 2022

RESOLUTION

WHEREAS, the following charitable organization(s) have applied for a Raffle License which raffle is to be conducted within the Township of West Orange,

NOW THEREFORE, BE IT RESOLVED by the Township Council of *the Township of West Orange, that the Municipal Clerk is hereby authorized to* issue a license to conduct a raffle by the following organization (s) at the place (s) and time(s) set opposite their respective name(s):

<u>Organization</u>	<u>Type of Event/Date</u>	<u>Place</u>	<u>RL No.</u>
W.O. BPOE Lodge No. 1590	Pull Tab 2.22.22 thru 2.22.23	424 Main Street	7741
Our House Foundation	Casino Night 3.11.22	350 Pleasant Valley Way	7742

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: February 1, 2022

RESOLUTION

WHEREAS, by Resolution No. 279-21 dated November 9, 2021, the Township Council authorized an emergency appropriation and emergency contract to Reggio Construction, Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the amount of \$337,500.00; and

WHEREAS, the work under this contract included emergency road repairs consisting of pavement milling, resurfacing, new curb and sidewalk on Brook Place and new sidewalk on Wessman Drive; and

WHEREAS, based on as built quantities and asphalt price and fuel price adjustments the final emergency contract amount is \$348,614.82; and

WHEREAS, the Municipal Engineer by letter dated January 26, 2022 recommends additional funding in the amount of \$11,114.82 to close this project; and

WHEREAS, sufficient funds exist for this additional work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that Change Order No. 1 and Final for emergency road repairs to Brook Place and Wessman Drive with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the amount of \$11,114.82. or 3.29 percent increase in the original contract amount is hereby approved bringing the adjusted contract amount to \$348,614.82.

BE IT FURTHER RESOLVED that the Municipal Engineer is authorized to execute the Change Order on behalf of the Township of West Orange.

Karen J. Carnevale, RMC, Municipal Clerk

Susan McCartney, Council President

Adopted: February 1, 2022

I hereby certify funds are available

ACCT NO. 03 2610 20 0500 110
2020 Capital Budget
Road Improvements
\$11,114.82

John O. Gross, Chief Financial Officer



TOWNSHIP OF WEST ORANGE

25 LAKESIDE AVENUE, WEST ORANGE, N.J. 07052

DEPARTMENT OF PUBLIC WORKS

ROBERT D. PARISI

Mayor

Tel: (973) 325-4160

Fax: (973) 669-9588

Email: Engineering@westorange.org

LEONARD R. LEPORE

Director, Municipal Engineer

January 26, 2022

CHANGE ORDER NO. 1 AND FINAL

PROJECT: EMERGENCY ROAD REPAIR
BROOK PLACE AND WESSMAN DRIVE

CONTRACTOR: REGGIO CONSTRUCTION, INC.
416 E. CENTRAL BOULEVARD
PALISADES PARK, NJ 07650

Original Contract Amount	\$337,500.00
Change Order No. 1	
Brook Place and Wessman Drive	
Asphalt price adjustment	\$5,127.39
Fuel price adjustment	\$5,987.43
Total	\$11,114.82
Adjusted Contract Amount	\$348,614.82
Through Change Order No. 1	
Percent Increase in Contract	3.29%
Reason for Change Order and Increase	
As built quantities and asphalt price and fuel price adjustments.	

Approved by

Municipal Engineer

Date

Contractor

Date

Township of West Orange, NJ

Date

This Change Order was approved by Resolution No. 20-22 dated February 1, 2022 of the West Orange Township Council.

21-22
February 1, 2022

RESOLUTION

WHEREAS, by Resolution No. 195-20 dated October 6, 2020, the Township Council awarded the Contract Street Improvements 2020 Phase I to Reggio Construction, Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the amount of \$2,225,520.94; and

WHEREAS, the work under this contract included street improvements consisting predominantly of curb, sidewalk, driveway aprons, drainage and pavement milling and resurfacing to Municipal Streets; and

WHEREAS, the Municipal Engineer desired to extend the limits of this project to include Roosevelt Avenue from Belle Terre Road to the dead end at Route 280 and Wessman Drive; and

WHEREAS, by Resolution No. 185-21 dated July 13, 2021 the Township Council approved Change Order No. 1 for this contract with Reggio Construction, Inc., in the amount of \$218,750.00; and

WHEREAS, the total funds appropriated through Change Order No. 1 is \$2,444,270.94; and

WHEREAS, based on as built quantities and asphalt price adjustment and fuel price adjustment the final contract amount is \$2,482,505.22; and

WHEREAS, the Municipal Engineer by letter dated January 26, 2022, recommends additional funding in the amount of \$38,234.28 to close this project; and

WHEREAS, sufficient funds exist for this additional work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that Change Order No. 2 and Final for the project Street Improvements, 2020 Phase I with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the amount of \$38,234.28 or 1.72 percent increase over the adjusted contract amount though Change Order No. 1 or an 11.55 percent increase in the original contract amount is hereby approved bringing the adjusted contract amount to \$2,482,505.22.

BE IT FURTHER RESOLVED that the Municipal Engineer is authorized to execute the Change Order on behalf of the Township of West Orange.

Karen J. Carnevale, RMC, Municipal Clerk

Adopted: February 1, 2022

I hereby certify funds are available

John Gross, Chief Financial Officer

Susan McCartney, Council President

**ACCT NO. 03 2610 20 0500 110
2020 Capital Budget
Road Improvements
\$38,234.28**



TOWNSHIP OF WEST ORANGE

25 LAKESIDE AVENUE, WEST ORANGE, N.J. 07052

DEPARTMENT OF PUBLIC WORKS

ROBERT D. PARISI

Mayor

Tel: (973) 325-4160

Fax: (973) 669-9588

Email: Engineering@westorange.org

LEONARD R. LEPORE

Director, Municipal Engineer

January 26, 2022

CHANGE ORDER NO. 2 AND FINAL

PROJECT: STREET IMPROVEMENTS, 2020 PHASE I

CONTRACTOR: REGGIO CONSTRUCTION, INC.
416 E. CENTRAL BOULEVARD
PALISADES PARK, NJ 07650

Original Contract Amount	\$2,225,520.94
Change Order No. 1	
Total	\$218,750.00
Adjusted Contract Amount Through Change Order No. 1	\$2,444,270.94
Percent Increase in Contract	9.83%
Change Order No. 2	
Asphalt price adjustment	
Fuel price adjustment	\$38,234.28
Adjusted Contract Amount Through Change Order No. 2	\$2,482,505.22
Percent Increase in Contract Through Change Order No. 2	11.55%
Reason for Change Order and Increase	
As built quantities and asphalt price and fuel price adjustments	

Approved by

Municipal Engineer

Date

Contractor

Date

Township of West Orange, NJ

Date

This Change Order was approved by Resolution No.21-22 dated February 1, 2022 of the West Orange Township Council.

22-22
February 1, 2022

RESOLUTION

WHEREAS, on November 26, 1996 the Township of West Orange adopted Ordinance No. 1421-96 which authorized the Township to reimburse qualified private communities for the yearly cost of snow removal commencing with 1995; and

WHEREAS, there is attached hereto a report of the Township Engineer, recommending reimbursement for 2021 snow removal costs to twenty (21) qualified private communities which are condominiums or cooperatives in accordance with the formula for reimbursement set forth in Ordinance No. 1421-96 and codified as West Orange Revised General Ordinance No. 2-73 or in accordance with an Agreement between the private Community and the Township; and

WHEREAS, the Township of West Orange wishes to reimburse said qualified communities as set forth in the aforementioned report of the Township Engineer.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the qualified private communities listed on the attached report of the Township Engineer Leonard R. Lepore, be reimbursed, as set forth therein, for 2021 Snow Removal Costs.

BE IT FURTHER RESOLVED that the Township Business Administrator and/or Comptroller issue the appropriate checks to comply with this Resolution as soon as is feasible.

KAREN J. CARNEVALE, RMC, MUNICIPAL CLERK

SUSAN MCCARTNEY, COUNCIL PRESIDENT

Adopted: February 1, 2022

I hereby certify funds are available from:

Account No. 01-2010-00-7502-114

JOHN GROSS, CHIEF FINANCIAL OFFICER

**2021 SNOW REMOVAL REIMBURSEMENT
TO QUALIFIED PRIVATE COMMUNITIES
PROVIDING SNOW REMOVAL
FOR STREETS AND ROADS**

Private Community	Road Length		Percent of Township	Amount to Be Reimbursed
	L.F.	Miles		
Llewellyn Park *	47,520	9.00	9.5238%	\$93,166.55
The Woodlands	4,450	0.843	0.8921%	\$8,839.37
Eagle Rock Cooperative	550	0.104	0.1101%	\$1,090.92
West Essex Highlands	13,167	2.494	2.6392%	\$26,150.50
Crystal Woods	5,275	0.999	1.0571%	\$10,474.27
Eagle Ridge	13,135	2.488	2.6328%	\$26,087.09
Essex Green Villas	1,800	0.341	0.3608%	\$3,574.98
Hilton Head North	600	0.114	0.1206%	\$1,194.96
Hilltop Villas	1,300	0.246	0.2603%	\$2,579.18
Crown View Manor	1,800	0.341	0.3608%	\$3,574.98
Briar Hill Villas	1,000	0.189	0.2000%	\$1,981.69
Scenic Hill	8,985	1.702	1.8011%	\$17,846.19
Carriage House Condominium	700	0.133	0.1407%	\$1,394.12
Crestmont Gardens	600	0.114	0.1206%	\$1,194.96
Llewellyn Gates Associates	1,200	0.227	0.2402%	\$2,380.02
Normandie Estates	1,425	0.270	0.2857%	\$2,830.85
Forest Creek	1,391	0.263	0.2783%	\$2,757.53
Crown View Villas	1,425	0.270	0.2857%	\$2,830.85
The Point at Crystal Lake	5,600	1.061	1.1228%	\$11,125.26
Bel Air	13,390	2.536	2.6836%	\$26,590.44
The Vizcaya	2,369	0.4830	0.5111%	\$5,064.23
TOTALS		24.218	25.6275%	\$252,728.94

TOTAL TOWNSHIP MILES 94.5

Township Snow Removal Costs for 2021 = \$1,002,421.37

Township Snow Removal Costs for Roads = \$990,849.80

Notes:

Amounts to be reimbursed = % of Township Roads x Township Road Cost

*Llewellyn Park reduced by \$1,200.00 reflecting cost of road salt supplied

RESOLUTION

WHEREAS, pursuant to N.J.S.A. 40:67-23.2 et. seq, commonly referred to as the Municipal Services Act, the Township of West Orange entered into an Agreement with Llewellyn Park entitled “Municipal Services Agreement” and dated December 23, 2010; and

WHEREAS, the Municipal Services Agreement specified the services the Township shall provide Llewellyn Park or the cost of services the Township shall reimburse to Llewellyn Park; and

WHEREAS, the Agreement included Leaf Collection from the Park roads as a service and specifies the method for calculating the reimbursement, and it also includes the removal of obstructions such as fallen tree limbs as a service; and

WHEREAS, there is attached hereto a report of the Township Engineer recommending reimbursement for 2021 Leaf Collection costs to Llewellyn Park in accordance with the formula for reimbursement set forth in the Agreement with Llewellyn Park; and

WHEREAS, the Township of West Orange wishes to reimburse Llewellyn Park as set forth in the aforementioned report of the Township Engineer.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that Llewellyn Park be reimbursed as set forth therein, on the attached report of the Township Engineer, Leonard R. Lepore, for 2021 leaf collection.

BE IT FURTHER RESOLVED that the Township Business Administrator and/or Comptroller issue the appropriate checks to comply with this Resolution as soon as feasible.

KAREN J. CARNEVALE, RMC, MUNICIPAL CLERK

SUSAN MCCARTNEY, COUNCIL PRESIDENT

Adopted: February 1, 2022

I hereby certify funds are available from:

Account Number: 01-2010-00-7502-115

JOHN GROSS, CHIEF FINANCIAL OFFICER

**2021 LEAF COLLECTION AND OBSTRUCTION REMOVAL REIMBURSEMENT TO
LLEWELLYN PARK**

LEAF COLLECTION

PRIVATE COMMUNITY	ROAD LENGTH L.F.	MILES	PERCENTAGE OF TOWNSHIP	ENHANCEMENT FACTOR	AMOUNT TO REIMBURSED
LLEWELLYN PARK	47,520	9.0	9.52380%	2.0	\$71,994.01
TOTAL TOWNSHIP MILES					94.5

TOWNSHIP LEAF COLLECTION COST FOR 2021 = \$377,968.98

NOTES:

Amounts to be reimbursed = % of Township Roads x Township Leaf Collection Cost (or obstruction removal cost) x Enhancement

RESOLUTION

To authorize the purchase of computer equipment for the West Orange Fire Department by a State Contract Vendor.

WHEREAS, the Township of West Orange Fire Department must replace inadequate computer storage hardware; and

WHEREAS, Pascack Data Services, Inc. located at 200 Central Ave., Suite 100, Hawthorne, New Jersey 07506 is a contracted distributor for State Contract vendor Dell Marketing, LP #A89967 NASPO M-0483 for the purchase of computer equipment as described in Exhibit "A" and installed in the amount of \$56,312.01; and

WHEREAS, the Township of West Orange as a contracting unit may, without advertising for bids, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provision of N.J.S.A. 40A: 11-12.

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of West Orange to hereby authorize the Purchasing Agent to acquire Dell computer equipment from Pascack Data Services, Inc. with funds certified available from the Chief Financial Officer.

Karen J. Carnevale, R.M.C., Municipal Clerk

**Susan McCartney
Council President**

Adopted: February 1, 2022

I hereby certify funds available in account(s): **03-2507-17-0200-220 \$49,000.00**
03-2507-17-0200-220 \$7,312.01

John O. Gross, Chief Financial Officer

Exhibit "A"



Pascack Data Services, Inc.

200 Central Ave., Suite 100, Hawthorne, N.J. 07506-973-304-4858

Intelligent IT Solutions

Since 1972

Date: January 20, 2022

Proposal for:

West Orange Police

Quote #: WO0120222

66 Main Street

West Orange, NJ 07052

Product Pricing in this proposal is based on the Dell NASPO New Jersey Contract, Pascack's Code # 95AHB, Master Agreement # MNWNC-108, State of New Jersey Addendum - A89967

Dell 24 Monitor

<u>QTY</u>	<u>Style</u>	<u>Description</u>	<u>Pascack Data Price</u>	<u>Extended Price</u>
33	210-BBCC	Dell 24 Monitor - P2422H, 60.5cm (23.8")	288.44	9,518.59
	814-5380	Dell Limited Hardware Warranty		
	814-5380	5 Years Advanced Exchange Service		

Dell Optiplex 7090 Small Form Factor

<u>QTY</u>	<u>Style</u>	<u>Description</u>	<u>Pascack Data Price</u>	<u>Extended Price</u>
25	817-BBBN	NO RAID	1,464.74	36,618.42
	210-AYVL	OptiPlex 7090 Small Form Factor XCTO		
	338-BZOV	Intel Core i5-10505 (6 Cores/12MB/12T/3.2GHz to 4.6GHz/65W); supports Windows 10/Linux		
	619-AQMP	Windows 10 Pro (Includes Windows 11 Pro License) English, French, Spanish		
	658-BCSB	No Microsoft Office License Included – 30 day Trial Offer Only		
	370-AGIY	16GB, 1X16GB, DDR4 non-ECC Memory		
	400-BLOS	M.2 512GB PCIe NVMe Class 40 Solid State Drive		
	412-AAQT	M.2 Thermal Pad		
	773-BBBC	M2X3.5 Screw for SSD/DDPE		
	401-AANH	No Additional Hard Drive		
	490-BGLV	AMD Radeon 550 2GB LP (DP/DP) Dual		
	329-BFNX	OptiPlex 7090 SFF with 200W (BRZ), Supports up to 8 Core Processors		
	450-AAOJ	System Power Cord (Philippine/TH/US)		
	325-BDSH	DVD+/-RW Bezel		
	429-ABFH	8x DVD+/-RW 9.5mm Optical Disk Drive		
	632-BBBJ	CMS Software not included		
	379-BBHM	No Media Card Reader		
	555-BFPW	Internal Wireless Antennas		
	555-BGNB	Intel Wi-Fi 6 AX201, Dual-band 2x2 802.11ax with MU-MIMO + Bluetooth 5.1		
	555-BBJO	No Additional Network Card Selected (Integrated NIC included)		
	555-BGPR	Intel Wi-Fi 6 AX201 2x2 (Gig+) + Bluetooth 5.2		
	575-BBBI	No Stand Option		
	379-BBCY	No Additional Cable Requested		
	492-BBFF	No PCIe add-in card		
	382-BBHX	No Additional Add In Cards		
	492-BCKH	No Additional Video Ports		
	580-AJJG	Dell Pro Wireless Keyboard and Mouse - KM5221W - English		
	570-AADI	Mouse included with Keyboard	1	
	325-BCZQ	No Cable Cover		

817-BBBC Not selected in this configuration
 525-BBCL SupportAssist
 640-BBLW Dell(TM) Digital Delivery Cirrus Client
 658-BBMR Dell Client System Update
 658-BBRB Waves Maxx Audio
 658-BEOK Dell SupportAssist OS Recovery Tool
 658-BEQP Dell Optimizer
 658-BFDQ Windows PKID Label
 620-AALW OS-Windows Media Not Included
 387-BBCG Not ENERGY STAR Qualified
 340-AGIK SERI Guide (ENG/FR/Multi)
 379-BEKK Dell Watchdog Timer
 340-CVQT Quick Setup Guide 7090 SFF
 329-BBJL Trusted Platform Module (Discrete TPM Enabled)
 650-AAAM No Anti-Virus Software
 817-BBBB Custom Configuration
 520-AARD Speaker for Tower and SFF
 340-CKSZ No AutoPilot
 631-ACXI Intel vPro Technology Enabled
 389-DVNR Not EPEAT Registered
 812-3886 Dell Limited Hardware Warranty Plus Service
 812-3900 ProSupport: 7x24 Technical Support, 5 Years
 812-3910 ProSupport: Next Business Day Onsite 5 Years
 980-7554 Keep Your Hard Drive, 5 Year

Microsoft Office *NGPA Contract 01-97

<u>QTY</u>	<u>Style</u>	<u>Description</u>	<u>Pascack Data Price</u>	<u>Extended Price</u>
25		MICROSOFT : Microsoft Office 2019 English LocalGovernment OLP 1License NoLevel	407.00	10,175.00
				<u>56,312.01</u>

***It is the customer's responsibility to make sure all configurations meet their requirements. There are many different options in configuring hardware. Please double check all configurations before purchasing.**

*** Please note that renewals NOT received prior to the support/subscription expiration date will require an upgrade license for repurchase or a reinstatement assesment by the manufacturer at an additional cost.**

freight and sales tax may apply and are not included in this quote.

***Installation is NOT included unless noted in this proposal.**

***Cabling and electrical requirements are the responsibility of the customer, unless otherwise noted.**

***If you would like us to implement this project, please forward your purchase order with a copy of this proposal.**

AN ORDINANCE AMENDING CHAPTER 4, SECTION 1.1 AND SECTION 1.7 AND ESTABLISHING SECTION 1.8 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE

(ILLEGAL DUMPING)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY, in the county of Essex and State of New Jersey that Chapter 4 Section 1 of the Revised General Ordinances of the Township of West Orange is hereby amended and supplemented as follows:

I. PURPOSE

The purpose of this ordinance is to update the provision of the Municipal Code of the Township of West Orange governing Litter and Hazardous Waste to (i) amend the Definitions to include additional terms that fall within the scope of litter and hazardous waste and (ii) establish a subsection on illegal dumping to prevent the disposal of trash generated at one location and disposed of at another location without legal permission. Such addition promotes and protects the environment and the public health, safety and welfare of the township as of the effective date of the enactment of this chapter.

II. CHAPTER 4, SECTION 1.1 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

4-1.1 Definitions.

As used in this section:

Garbage shall mean putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

Hazardous Waste shall mean (a) any material or substance that, by reason of its composition or characteristics, is either (i) toxic or hazardous waste as defined in either the Solid Waste Disposal Act, 42 U.S.C 6901 et seq. as replaced, amended or supplemented, or any laws of similar purpose or effect, and such rules or regulations promulgated thereunder, or (ii) special nuclear or by-product materials within the Atomic Energy Act or effect, and such rules or regulations promulgated thereunder; or (b) other materials which the New Jersey Department of Environmental Protection or the United States Environmental Protection Agency or any governmental body shall determine from time to time is harmful, toxic or dangerous or otherwise ineligible for disposal at the selected facility.

Litter shall mean any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlit cigarette, cigar, match or any

flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal plastic or paper containers or other packaging or construction material generated by a pedestrian, passerby or customer as a result of consuming in a public area, opening a product which produces wrappers or packaging, disposal of products and similar waste. Litter also includes sidewalk and street sweepings.

Litter Receptacle shall mean any container designated for the depositing of litter.

Public Place is any and all streets, boulevards, alleys, beaches or public ways, and any and all public parks, squares, spaces, docks, grounds and buildings.

Recyclable Materials shall mean those materials which would otherwise become nonhazardous solid waste and which may be collected, separated, or processed and returned to the economic mainstream in the form of raw materials or products as defined within the West Orange Municipal Code.

Refuse shall mean all putrescible and nonputrescible solid wastes (except body wastes), including garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles and solid market and industrial wastes.

Rubbish shall mean nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as papers, wrappings, cigarettes, cardboard, tin cans, yard clippings, wood, glass, bedding, crockery and similar items.

Solid Waste shall be defined as set forth in N.J.A.C. 7:26-1.6 or any successor or amendment under applicable State law and shall include each Solid Waste Type as defined in N.J.A.C. 7:26-2.13(g) or any amendments thereto.

Vehicle shall mean every vehicle in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

III. CHAPTER 4, SECTION 1.7 SHALL BE AND IS HEREBY AMENDED AND ESTABLISHED TO INCORPORATE THE FOLLOWING:

4-1.7 Illegal Dumping and Litter Prohibited

- a.** It shall be unlawful for any person to transport or dispose of solid waste in excess of 0.148 cubic yards or 30 U.S. gallons of liquids to or at disposal sites, which are not authorized by the New Jersey Department of Environmental Protection to accept solid waste.
- b.** It shall be unlawful for any person to discard or dump along any street or road, on or off any right-of-way, litter receptacle, any household or commercial property, litter, solid waste, rubbish, refuse, recyclable materials, hazardous waste, vehicle or vehicle parts,

furniture or private property in any place not specifically designated for the purpose of solid waste storage or disposal.

- c.** No person who owns any property in the Township or who is in possession of the property, or who is in control of the property shall allow or permit any person or entity to dump any solid waste, rubbish, refuse, or other material defined in this section upon the property.
- d.** In addition to the penalties set forth in Section 1.8, any person or entity who violates this Section and refuses or neglects to abate or remedy the condition complained of within 10 days after receipt of notice, shall be liable for all costs and reimburse the Township of West Orange for all expenses related to abating the violation.

IV. CHAPTER 4, SECTION 1.8 SHALL BE AND HEREBY IS ESTABLISHED TO INCORPORATE THE FOLLOWING:

4-1.8 Penalties

- a.** Anyone found guilty of violating any provision of this section shall, for each and every violation, be liable, upon conviction, to a fine in the minimum amount of \$100 and shall also be liable to the maximum penalty stated in Chapter 1, Section 1-5.

V. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

VI. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

VII. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

ROBERT D. PARISI, MAYOR

**SUSAN McCARTNEY
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: February 1, 2022

ADOPTED: February 15, 2022

Legislative History

The purpose of this ordinance is to update the provision of the Municipal Code of the Township of West Orange governing Litter and Hazardous Waste to (i) amend the Definitions to include additional terms that fall within the scope of litter and hazardous waste and (ii) establish a subsection on illegal dumping to prevent the disposal of trash generated at one location and disposed of at another location without legal permission. Such addition promotes and protects the environment and the public health, safety and welfare of the township as of the effective date of the enactment of this chapter.

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 15.3.c. OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(SIGNAGE FOR BUSINESSES WITH DRIVE-UP WINDOWS)**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
WEST ORANGE, NEW JERSEY** that Chapter 25 of the Revised General Ordinances of the
Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to update the provision of the Municipal Code of the
Township of West Orange governing permitted signs to allow reasonable signage for businesses
with drive-up windows.

**II. CHAPTER 25, SECTION 15.3.c. SHALL BE AND HEREBY IS AMENDED AND
SUPPLEMENTED TO INCORPORATE THE FOLLOWING:**

§ 25-15.3 Allowed Signage.

- c. Signs in Business Zones. Within these zones, no signs shall be erected or altered in whole or
in part unless it complies with the following regulations:
 - 1. In the Main Street/Neighborhood Business Zones, (all OB-1, OB-2, and B-1 Zones) none
other than the following signs shall be permitted:
 - ...
 - (h) Businesses with drive-up windows shall be permitted signage in accordance with the
regulations of Subsection 25-15.3g.
 - 2. In Business/Office Zones (B-2, P-C, and O-R Zones), none other than the following signs
shall be permitted:
 - ...
 - (h) Businesses with drive-up windows shall be permitted signage in accordance with the
regulations of Subsection 25-15.3g.
 - ...
- g. Drive-up windows. Businesses with drive-up windows may display the following special
signs which are deemed customary and necessary to their relative businesses, in addition to
any other signs otherwise permitted:
 - 1. A maximum of two directional signs per drive-through lane, with a maximum sign area
of three-square feet per sign and a maximum height above grade of four feet.
 - 2. A maximum of two menu board signs per drive-through lane, with a maximum sign area
of 24 square feet per sign and a maximum height above grade of seven feet. The portion

of the sign showing pricing information shall be considered a permitted changeable copy sign.

3. One digital order board per drive-through lane, with a maximum sign area of three-square feet and a maximum height above grade of four feet. This sign shall be considered a permitted changeable copy sign.
4. One vehicle height clearance bar per drive-through lane.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

ROBERT D. PARISI, MAYOR

**SUSAN McCARTNEY
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: February 1, 2022

ADOPTED: February 15, 2022