

### **Conference Meeting – July 13, 2021**

The West Orange Township Council met virtually due to the Covid 19 pandemic beginning at 6:31 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

Bahram Mehretu, Executive Director of the W.O. Young Dems presented a power point on the topic of Civilian Review Boards. Police Chief Abbott provided an update as to implementing a Civilian Review Board in the Township. Congressman Donald M. Payne, Jr. serving New Jersey's 10<sup>th</sup> District, gave a Congressional update mentioning among other things, the importance of getting people vaccinated, the INVEST in America Act, H.R. 3684, the Child Tax Credit, Mask for Students Act, the American Rescue Plan Act of 2021.

The Council gave their liaison announcements.

### **Public Meeting – July 13, 2021**

The West Orange Township Council met virtually beginning at 7:27 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

Joy Burnett – 63 Pillot Place

Sally Malanga – Ridge Road

Khabirah Myers – Marion Drive

Clare Silvestri – 20 Grandview Avenue

Imani Oakley – Montclair

Ken Alper – 45 Collamore Terrace

Micaela Bennett – Old Indian Road

Melinda Lee Huerta – 17 Park Drive S.

Anthony Puglisi – PIO – Essex County

Joe Krakoviak – 20 Grandview Avenue

Joyce Rudin – Woodland Avenue

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-** June 22, 2021

**\*Report of Township Officers – None**

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

**\*Bills**

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

**a. 163-21** Resolution Authorizing a Professional Services Contract to Matrix New World Engineering, Land Surveying and Landscape Architecture, P.C., 26 Columbia Tpk., Florham Park, NJ 07932 as an Environmental Consultant for the Township on the Terms and Conditions Set Forth Therein at a Cost of \$7,000.00 (Legal-Trenk) – **Approved on June 24-2021-Memorialized on July 13, 2021**

**b. 164-21** Resolution Awarding a Professional Services Contract to Greenman – Pedersen Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, N.J. 07950 to Provide Professional Services for Street Improvements NJDOT Municipal Aid, 2020 Arverne Road, Crestmont Road (portion), Westover Terrace (portion) and NJDOT Municipal Aid, 2021 Crestmont Road (portion), Lenox Terrace, and Masson Place in Accordance with their Proposal dated May 28, 2021 for a Fee NTE \$58,500.00. (Lepore)

**c. HELDOVER - 165-21** Resolution Awarding a Contract for the Providing of Recreational Services and Athletic Services to the Residents of West Orange for the Period of January 1, 2021 – December 31, 2021 in the Amount of \$12,000. for PAL Police Athletic League (Legal-Moon)

**d. 166-21** Resolution Authorizing the Issuance of Raffle Licenses (Clerk)

**e. 167-21** Resolution Approving Agreement Between St. Barnabas Realty Development Corp., 95 Old Short Hills Road, West Orange, NJ 07052 and the Township of West Orange for Payment in Lieu of Taxes (Legal-Trenk)

**f. HELDOVER - 168-21** Resolution Awarding a Contract for the Providing of Recreational Services, Social Services and Activities to the Residents of West Orange for the Period of January 1, 2021 – December 31, 2021 in the Amount of \$9,500.00. for Mountain Top League (Legal-Moon)

**g. 169-21** Resolution Authorizing a Tax Lien Redemption – 27 Fitzrandolph Road (Tax Collector)

**h. HELDOVER - 170-21** Resolution Awarding a Contract for the Providing of Recreational Services, Social Services and Activities to the Residents of West Orange for the Period of January 1, 2021 – December 31, 2021 in the Amount of \$40,000.00. for the Community House (Legal-Moon)

**i. 171-21** Resolution Authorizing a Tax Lien Redemption – 10 Northfield Avenue (Tax Collector)

**j. 172-21** Resolution Authorizing an Executive Session for the Purpose of Discussing a Contractual Negotiation Concerning the Downtown Redevelopment Area and Agreement (Legal-Trenk)

**k. 173-21** Resolution Authorizing a Tax Lien Redemption - 132 Franklin Avenue (Tax Collector)

**l. 174-21** Resolution Authorizing a Tax Lien Redemption – 1 Calvin Terrace (Tax Collector)

**m. 175-21** Resolution Authorizing a Tax Lien Redemption – 13 Clarcken Drive (Tax Collector)

- n. **177-21** Resolution Authorizing the Extension of an Agreement for Tree Removal Services with Rich Tree Service for the Year 2021 and rescinds/replaces Resolution 144-21 adopted on June 22, 2021 which Mis-identified the Agreement being Extended (Legal-Moon)
- o. **178-21** Resolution Authorizing the Extension of an Agreement for Tree Removal Services with Downes Tree Service for the Year 2021 and rescinds/replaces Resolution 144-21 adopted on June 22, 2021 which Mis-identified the Agreement being Extended (Legal-Moon)
- p. **179-21** Resolution authorizing the Retention of Matrix New World to Submit and HDSRF Grant Application to the Department of Environmental Protection related to the Implementation of a Remedial Action Work Plan for the Property at 8-10 Central Avenue (Legal-Moon)
- q. **181-21** Resolution Authorizing a Tax Lien Redemption – 22 Ronald Terrace (Tax Collector)
- r. **182-21** Resolution Authorizing a Tax Lien Redemption – 52 Quinby Place (Tax Collector)
- s. **183-21** Resolution Authorizing Change Order No. 1 for the Project Street Improvements, 2020 Phase II with Cifelli & Son General Contracting, 81 Franklin Avenue, Nutley, NJ 07110 in the amount of \$216,000.00 or a 10.33 percent increase in the Original Contract Amount (Lepore)
- t. **184-21** Resolution Authorizing Change Order No. 1 for the Project Degnan Park Baseball Field Improvements with Zenith Construction Services, Inc., 365 Thomas Boulevard, Orange, NJ 07050 in the amount of \$80,000.00 or 19.37 Percent Increase in the Original Contract Amount (Lepore)
- u. **185-21** Resolution Authorizing Change Order No. 1 for the Project Street Improvements, 2018 Phase IIA with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 07650 in the amount of \$218,750.00 or 9.83 Percent Increase in the Original Contract Amount (Lepore)
- v. **186-21** Resolution Authorizing Change Order No. 2 for the Project Street Improvements, 2018 Phase IIA with Reggio Construction Inc., 416 E. Central Boulevard, Palisades Park, NJ 17650 in the Amount of \$200,916.25 or 18.175 Increase in the Original Contract Amount (Lepore)
- w. **188-21** Resolution Establishing a Taskforce and Advisory Committee Regarding Cannabis Business in the Township of West Orange (Legal-Moon)

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

All members voting “Aye.”

**Resolution(s) removed from the Consent Agenda**

**Resolution 176-21**

- a. **AMENDED - 176-21** Resolution Authorizing Negotiations and Appointing Appraiser in Connection with Property Acquisitions in Furtherance of the Downtown Redevelopment Plan (Legal-Trenk)

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

All members voting “Aye.”

**Resolution 180-21**

- a. **180-21** Resolution Authorizing a Professional Services Contract with Farr Forestry Services, Ronald Farr Proprietor, 6 Ricker Road, Newfoundland, NJ 07435 to provide Forestry Services as a Certified Forester for private property and to designate Ronald Farr as the Officer who administers the Township’s Tree Protection and Removal Ordinance for a fee rate of \$85 per hour (Lepore)

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

All members voting "Aye."

**Resolution 187-21**

- a. **187-21** Resolution Authorizing a Professional Services Contract with The Shade Tree Department, John Linson Proprietor, P.O. Box 6089, West Orange, NJ 07052 to provide Forestry Services as a Certified Forester, Licensed Tree Expert and Arboriculture Approved Arborist for public rights of way and public property for a fee rate of \$95 per hour (Lepore)

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

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

**Ordinances on Second and Final Reading**

**Ordinance 2645-21**

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

All members voting "Aye."

**Ordinance 2646-21**

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

All members voting "Aye."

**Ordinance 2647-21**

On motion made by Council President Matute-Brown and seconded by Councilman Rutherford, **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 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 Councilman Rutherford, the above referenced ordinance was approved.

All members voting "Aye."

**Ordinance 2649-21**

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

All members voting "Aye."

**Ordinance 2650-21**

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

All members voting "Aye."

### **Ordinances on First Reading**

#### **Ordinance 2651-21**

On motion made by Councilwoman Casalino and seconded by Councilwoman McCartney, **Bond Ordinance Providing for the Acquisition of Various Properties Pursuant to the Downtown Redevelopment Plan, by and in the Township of West Orange, in the County of Essex, State of New Jersey; Appropriating \$13,000,000 Therefor and Authorizing the Issuance of \$13,000,000 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 August 17, 2021.

All members voting "Aye."

### **Pending Matters/New Matters/Council Discussion**

A discussion took place with regard to the Mayor's recommendation that Michael Fonzino be made a department head in the health department along with a discussion about a shared services agreement for the Health Director position. The Council supported the recommendation and John Gross will move forward with the adjustment to the Budget to reflect this recommendation. Councilwoman Williams advised of the upcoming Mental Health Awareness-Green Ribbon Week taking place from September 21-24, 2021. Also discussed was the need for implementing a process for approval of the use of the Rock Spring Club for town-wide events and the use of public resources.

At 11:48 p.m., a motion was made by Councilwoman Williams and seconded by Council President Matute-Brown to recess the Council meeting and enter into an ABC Hearing.

All members voting "Aye."

#### **Resolution 669-21**

- a. 669-21** Hearing on Renewal for Plenary Retail Consumption, Distribution and Club Licenses for the 2021-2022 License Term (Clerk)

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

All members voting "Aye."

#### **Resolution 670-21**

- a. 670-21** Person to Person Transfer of Liquor License No. 0722-44-036-011 from Jai Ambe Wine and Liquor, LLC t/a B&B Liquors, 7 Northfield Avenue, West Orange, NJ to West Orange Wine and Liquor, Inc.

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

All members voting "Aye."

**Resolution 671-21**

**b. 671-21** Person to Person and Place to Place/Extension of Premises Transfer of Liquor License No. 0722-33-009-011 from SuzyQue’s, LLC, 34 South Valley Road, West Orange, NJ to LUX123, LLC t/a LUX, 34 South Valley Road, West Orange, NJ

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

All members voting “Aye.”

**Resolution 672-21**

**c. 672-21** Person to Person Transfer of Liquor License No. 0722-33-021-004 from 4 Corners Deli, LLC to Donato Reali, 79 S. Valley Road, West Orange, NJ 07052

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

All members voting “Aye.”

At 12:07 p.m., on motion made by Councilwoman Williams and seconded by Council President Matute-Brown, 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.

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

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**Cindy Matute-Brown, Council President**

**Adopted: August 17, 2021**