

Conference Meeting – November 22, 2022

The Conference meeting began at 6:39 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 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

A Mayor's Proclamation was presented on behalf of National Injury Prevention Month by Council President McCartney.

On motion made by Councilman Rutherford and seconded by Councilwoman Williams, the 2023 Council Meeting dates were finalized. All members voting "Aye."

The Council gave their Liaison announcements.

Public Meeting – November 22, 2022

The West Orange Township Council meeting began at 7:09 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 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

Public Comment

Joe Fagan – PIO

Rosary Morelli – Ralph Road

Darnell Gibbs – Tremont Avenue, Orange, NJ

Anthony Puglisi – PIO – Essex County

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

At 7:37 p.m. Councilwoman Williams left the meeting.

***Review of Consent Agenda**

***Approval of Minutes of Previous Meeting-** October 25, 2022 Public Meeting Minutes

***Report of Township Officers – None**

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

***Bills**

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

- a. **PULLED FROM AGENDA 288-22** Resolution Authorizing an Executive Session for the Purpose of Discussing Contract Negotiations Specifically Downtown Redevelopment
- b. **289-22** Resolution Authorizing Change Order No. 6 in the amount of \$13,933.89, on behalf of H&S Construction and Mechanical, Inc., of Elizabeth, NJ to Replace Exterior Wall HVAC Louvers with Solid Metal Panels (Lepore)
- c. **290-22** Resolution Awarding a Community Services Agreement with Pleasant Valley Productions, Inc. for the Period of January 1, 2022 – December 31, 2022 in the Amount of \$20,000. (Legal-Moon)
- d. **291-22** Residents of West Orange for the Period of January 1, 2022 – December 31, 2022 in the Amount of \$12,000. for the Township Police Athletic League (Legal-Moon)
- e. **292-22** Resolution Awarding a Contract for the Providing of Recreational Services and Social Services to the Residents of West Orange for the Period of January 1, 2022 – December 31, 2022 in the Amount of \$9,500. for Mountain Top League (Legal-Moon)
- f. **294-22** Resolution Authorizing a Professional Services Contract to Greenman-Pederson, Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, NJ 07950 for Professional Engineering and Land Surveying Services Associated with the Decommission of Korwel Pump Station for New Gravity Sewer (Lepore)
- g. **295-22** Resolution Authorizing an Emergency Appropriation in an Amount up to \$65,000.00 to Pay Grabowski Construction for Emergency Spillway Reconstruction Adjacent to Glen Road on the West Fork, East Branch of the Rahway River (Lepore)
- h. **296-22** Resolution Authorizing an Emergency Appropriation in an Amount up to \$50,000.00 to Pay Grabowski Construction to Grade and Pave “Upper” Mellon Avenue (Lepore)
- i. **297-22** Resolution Authorizing a Contract with American Asphalt & Trucking, LLC, 818 Summer Avenue, Newark, NJ 07014 for Snow Removal Services from Sidewalks, Paths, Crosswalks, Bus Shelters and Stops Within the Township in an Amount NTE \$60,000.00 for 2022/23 (Lepore)
- j. **298-22** Resolution Authorizing the Collector of Taxes to Refund Payment to the Listed Taxpayer Due to an Overpayment of Taxes Due to a Duplicate Payment (Longo)
- k. **299-22** Resolution Authorizing Helicopter Landing at Montclair Golf Club for Santa Arrival 2022 (Legal-Gengaro)
- l. **300-22** Resolution Authorizing the Collector of Taxes to Refund Payment to the Listed Taxpayer Due to an Overpayment of Taxes Due to a Duplicate Payment (Longo)
- m. **301-22** Resolution Authorizing Change Order No. 2 for the Degnan Park Baseball Field Improvements, 365 Thomas Boulevard, Orange, NJ 07050 (Lepore)
- n. **302-22** Resolution Awarding a Contract with Cifelli & Son General Contracting, 81 Franklin Ave., Nutley NJ 07110 for Street Improvement, Contract MA-2020 Arverne Rd., Crestmont Rd (portion) & Westover Terr. (portion) in the amount of \$873,652.41(Lepore)
- o. **303-22** Resolution Authorizing a Performance Bond for 44 Washington Street from Zekrob Properties in the amount of \$280,705.00 to satisfy the Planning Board approval of May 1, 2019 (Lepore)
- p. **304-22** Resolution Authorizing the Appointment of (2) Community Development Representatives to the Essex County Division of Housing and Community Development – Zayibeth Carballo and James A. Williams (Lepore)

- q. **309-22** Resolution Authorizing an Executive Session for the Purpose of Discussing Pending Litigation with WO Fire Department and Downtown Redevelopment
- r. **310-22** Resolution Update Downtown West Orange Alliance, Inc. By-Laws (Brill)
- s. **311-22** Introduction of the 2023 Downtown West Orange Alliance Budge (Brill)

On motion made by Councilwoman Matute-Brown and seconded by Councilwoman Casalino, the consent agenda was approved.

All members present voting "Aye."

Resolution(s) Removed from the Consent Agenda

Resolution 293-22

Resolution Authorizing the Township to Exercise the Second of the Two One-Year Extensions for the Contract for the Management, Operation and Maintenance Service Agreement for the West Orange Recycling Center and Composting Facility until February 28, 2023 (Legal-Moon)

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

All members present voting "Aye."

Resolution 305-22

Resolution Authorizing an Agreement to Enter into a Contract with Delta Dental of New Jersey for Employees Dental Insurance (Gross)

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

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

Resolution 306-22

Resolution Authorizing Meritain Health for Employees coverage Third Party Administration Services (Gross)

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

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

Resolution 307-22

Resolution Authorizing an Agreement to enter into a Contract for Employees Prescription Drugs with Benecard Services, Inc. (Gross)

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

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

Resolution 308-22

Resolution Authorizing an Agreement with Liberty Mutual Insurance Company for Stop Loss Coverage for Year 2023 (Gross)

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

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

Ordinance(s) on Second and Final Reading

Ord. 2698-22

On motion made by Councilwoman Casalino and seconded by Councilman Rutherford, **Bond Ordinance Funding An Emergency Appropriation Providing For The Local Unit's Allocable Share Of The Unfunded Portion Of Phase I Of The Flood Mitigation Facilities Project Of The Joint Meeting Of Essex And Union Counties, By And In The Township Of West Orange, In The County Of Essex, State Of New Jersey (The "Local Unit"); Appropriating \$2,725,000 Therefor And Authorizing The Issuance Of \$2,725,000 Bonds Or Notes To Finance The Cost Thereof,** was taken up on second and final reading.

All members present 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 and the public hearing on this Ordinance was closed.

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

All members present voting "Aye."

Ord. 2699-22

On motion made by Councilwoman Matute-Brown and seconded by Councilwoman Casalino, **An Ordinance Authorizing the Execution of a License Agreement with Pleasant Valley Productions, Inc. for Use and Operation of the Oskar Schindler Performing Arts Center,** was taken up on second and final reading.

All members present 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 and the public hearing on this Ordinance was closed.

On motion made by Councilwoman Matute-Brown and seconded by Councilwoman Casalino, the above referenced ordinance was adopted.

All members present voting "Aye."

Ordinance(s) on First Reading

Ord. 2700-22

On motion made by Councilwoman Matute-Brown and seconded by Council President McCartney, **Bond Ordinance Providing for the Installation of a Sanitary Sewerage System and Associated Laterals Located on Mellon Avenue between Cleveland Terrace and Kitchener Avenue, Appropriating \$285,000 Therefor and Authorizing the Issuance of \$271,400 Bonds or Notes of the Township to Finance Part of the Cost Thereof and Directing a Portion of Special Assessment of the Cost Thereof**, was approved on first reading, ordered advertised according to law, to come up for second and final reading on December 6, 2022.

All members present voting "Aye."

Ord. 2701-22

On motion made by Council President McCartney and seconded by Councilwoman Casalino, **An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-32.1 Handicapped Parking on Streets and Subsection 7-32.2, Restricted Parking Zones, of the Revised General Ordinances of the Township of West Orange**, was approved on first reading, ordered advertised according to law, to come up for second and final reading on November 22, 2022.

All members present voting "Aye."

Pending Matters-New Matters-Council Discussion

Virtual meetings were discussed.

ABC Hearing

On motion made by Councilman Rutherford and seconded by Councilwoman Matute-Brown, the Public meeting was adjourned at 9:06 p.m., and the Council entered into an ABC Hearing.

All members present voting "Aye."

705-22

On motion made by Councilwoman Matute-Brown and seconded by Council President McCartney, **Resolution Authorizing a Person-To-Person Transfer of Plenary Consumption License 0722-33-012-003 from Eagle Rock Lounge Corp. to BK Lobster WO, LLC** was approved.

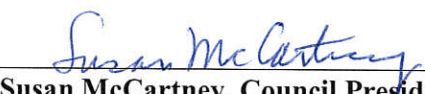
All members present voting "Aye."

At 9:11 p.m., on motion made by Councilwoman Matute-Brown and seconded by Councilwoman Casalino, the ABC Hearing was adjourned and the Council entered into an Executive Session.

All members present 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


Susan McCartney, Council President

Adopted: December 6, 2022