

AGENDA
October 26, 2010
Township of West Orange
66 Main Street – 7:00 p.m.

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 3, 2009. A notice of this meeting was also posted on the Bulletin Board in the Municipal Building, West Orange and filed in the office of the Municipal Clerk of the Township of West Orange on December 3, 2009.

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)

1. Roll Call – Councilman Cirilo, Councilwoman McCartney, Councilwoman Spango, Councilman Webster, Council President Anderton, (Mayor Parisi)
2. The Pledge of Allegiance
3. General Matters Pending
4. Public Comment
- *5. Minutes – October 12 Public Meeting
- *6. Communication –
 - a. Correspondence from Chief Financial Officer, Edward J. Coleman Regarding Bond Anticipation Notes and Tax Appeal Refunding Notes Awarded to TD Securities (USA) LLC Totaling \$4,239,400.00 and bear an Net Interest Rate of 0.6757%. The Notes are Dated October 26, 2010 and will mature on October 25, 2011.
 - b. Correspondence from Council President Sal Anderton Appointing Joseph Brennan to the West Orange Commission on Military and Veterans Affairs
- *7. Reports – Municipal Judge’s Report-September, 2010
- *8. Bills **** (see explanation below)**
9. Ordinances on Second and Final Reading - None
10. Ordinances on First Reading - None
- *11. Resolutions
 - a. 270-10 Resolution Appointing Two Community Development Representatives to the Essex County Division of Housing and Community Development for the Year 2011
 - b. 271-10 Resolution Authorizing Raffle Licenses
 - c. 272-10 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Essex County Board of Taxation-Block 125.05, Lot 3, 331 Main Street in the Amount of \$6,378.28
 - d. 273-10 Resolution Authorizing Garbage Reimbursement – Llewellyn Park
 - e. 274-10 Resolution Authorizing Change Order No. 1 and Final in the Amount of \$123,326.40 with A&J Contractors Group, Inc. for 2009 Phase III Street Improvements-Various Streets
This resolution authorizes the execution of Change Order No. 1 and Final and appropriates an additional \$123,326.40 for the project 2009 Phase III Street Improvements with A&J Contractors, 105 Federal Road, Monroe Township, New Jersey. This additional appropriation was necessitated by field conditions associated with the repair of sanitary sewer laterals, the widening of sidewalks on Park Drive North, West and South and the construction of new storm drains on Rollinson Street at Quinby Place. The additional appropriation authorized

by this Change Order brings the final contract amount to \$872,409.51 of which \$650,000.00 or 75 percent of the final contract amount was financed by Community Development Block Grants

- f. 275-10 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey-Block 160, Lot C0405, 202 Barringer Court in the Amount of \$1,882.05
- g. 276-10 Resolution Awarding a Contract for Emergency and Non Emergency Tree Services to Kevin Downes Tree Service, Inc., Hawthorne, NJ-Emergency-\$1,272.-Non Emergency-\$842.
This resolution authorizes the extension of the Emergency and Non-Emergency Tree Services contract with Downes Tree Service of 65 Royal Avenue, Hawthorne, New Jersey through October 27, 2011. A one year extension is allowed in the bid documents subject to the approval of the Township Council. This resolution also authorizes an appropriation of \$40,000 from the 2010 operating budget to provide funding for the work covered by this contract.
- h. 277-10 Resolution Authorizing American Family Life Assurance Company (AFLAC) to Serve as the Plan Administrator for a Medical Care Expense Reimbursement Plan and/or a Dependent Care Expense Reimbursement Plan for Township Employees
- i. 278-10 award service contract to Abbry Security for Courtroom Security Services
This is a 12 month service contract for unarmed courtroom security for the Municipal Court
- j. 279-10 Resoluion Authorizing Competitive Contracting Process for Payroll Processing Services
This resolution will allow a proposal to be prepared and received with a ranking of criteria so an award can be made based on multiple factors
- k. 280-10 Resolution Awarding a Professional Services Contract to Birdsell Services Group, 65 Jackson Drive, P.O. Box 5000, Cranford, NJ in an Amount NTE \$89,500.00 for additional remedial investigative work consisting of vapor intrusion investigation, high vacuum extraction, groundwater sampling and regulatory reporting
Birdsell Services Group, formerly the PMK Group of 65 Jackson Drive, Cranford, New Jersey will be awarded a Professional Services Contract to provide additional environmental engineering services associated with the remediation of soils and groundwater required from leaking underground storage tanks at Fire House No. 4 at 280 Pleasant Valley Way. The services will comply with a Remedial Action Workplan approved by the NJDEP, and the fee for these services is \$89,500.00.
- l. 281-10 Resolution Authorizing Change Order No. 3 in the Amount of \$375,000. for the Contract 2009 Phase IV Street Improvements-Various Streets to DLS Contracting, Inc., 622 Franklin Avenue Nutley, NJ
This resolution authorizes the appropriation of \$375,000 from the 2010 Capital Budget for Street Resurfacing to extend the contract of DLS Contracting of 633 Franklin Avenue, Nutley, New Jersey for 2009 Phase IV Street Improvements based on the unit prices bid under Alternate "E" of the contract. Specifically, Fitzrandolph Road, Schmitt Road and Marie Terrace will be milled and resurfaced.
- m. 282-10 Resolution Authorizing a Window Contract for Various Goods and Services to Frank Gibbons Services in the Amount of \$20,000.
Pursuant to N.J.S.A. 19:44A-20.4 et seq. (New Jersey Local Unit Pay-To-Play laws), the Township must award by resolution all goods and services contracts with a dollar amount between \$17,500.00 and 35,999.00. These contracts are not bid, but vendors are still responsible to provide political contribution and company disclosure information in order to do business with the Township.
- n. 283-10 Resolution Authorizing an Executive Session – Litigation
- o. 284-10 Resolution Authorizing 2008/09Reimbursement - Electricity – Llewellyn Park
- p. 285-10 Resolution Authorizing 2008/09Reimbursement – Snow Removal – Llewellyn Park
- q. 286-10 Resolution Authorizing Deeds of Easement and Easement Agreements With One (1) Property Owner(s) at 287-289 Pleasant Valley Way
Easement Agreements with 22 other property owners in the Mayfair District were previously authorized.
- r. 287-10 Resolution Authorizing a Contract with Thomas A. Banker to Provide Expert Report or Expert Testimony in the Matter of Committee of Managers of Llewellyn Park v. the Township of West Orange, et al., with Fees and Costs to be Capped at \$7,500.
- s. 287.1-10 Resolution Authorizing the Award of Contract for Mayfair District Sanitary Sewer Improvements
- t. 288-10 Resolution Authorizing an Executive Session to Discuss Personnel

12. ABC Hearing

a. 448-10 Hearing and Resolution on Application for Renewal of Plenary Retail Consumption and Distribution Licenses for El Rancho 2010-2011 License with Special Conditions

- b. 449-10 Resolution Authorizing a Person to Person and Place to Place Transfer
Julio's II, LLC went from being Julio's Inc, a Corporation to a Limited Liability Corporation which requires and Person to Person transfer. Also, they have moved locations which requires a Place to Place Transfer.

13. Adjournment

****Bills - All items with an asterisk (*) are approved by the Township Council on Consent Agenda, which means they are approved all at once. Let it be known that Councilman Webster will recuse himself from all invoices and vouchers concerning Trenk, DiPasquale, Webster, Della Fera & Sodano, P.C. contained in Item #7 (Bills) tonight and throughout his term as Councilman.**