

AGENDA
March 29, 2011
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 November 19, 2010. 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 November 19, 2010.

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 – Councilman Cirilo, Councilman Krakoviak, Councilwoman McCartney, Councilwoman Spango, Council President Anderton, (Mayor Parisi)

2. The Pledge of Allegiance

3. General Matters Pending

4. Public Comment

***5. Minutes – Public Meeting February 22, 2011**

***6. Communication – Letter from Mayor Parisi regarding the Appointment of the Honorable Margaret E. Padovano as Municipal Judge of the Municipal Court of West Orange for a three year term effective March 7, 2011 through March 7, 2014.**

***7. Reports – West Orange Municipal Court – February 2011**

***8. Bills**

9. Ordinances on Second and Final Reading

- a. 2313-11 An Ordinance Amending and Supplementing Chapter 25, Section 46 of the Revised General Ordinances of the Township of West Orange (Planning Board) to Set the Terms for the Alternate Members of the Township's Planning Board

10. Ordinances on First Reading

- a. 2314-11 An Ordinance Amending & Supplementing Chapter 7, Traffic, Subsection 7-7.3, Temporary Parking Prohibition for Snow Plowing and Removal Subsection 7-12, Parking Prohibited for Street Cleaning and Maintenance, Subsection 7-14.1c, Night Parking Restricted, Exceptions and Subsection 7-14.8a, Alternated Side of the Street Parking During Certain Hours of the Revised General Ordinances of the Township of West Orange
This Ordinance amends the parking regulations to allow more daytime on street parking on High Street. Although parking is allowed overnight on both sides of High Street, it is currently subject to alternate side parking regulations during the daytime. This Ordinance rescinds the daytime alternate side parking regulations. To allow street cleaning and maintenance this ordinance creates a three hour period from 9:00 a.m. to 12:00 noon one day a week, but a different day for each side, when parking is prohibited. To facilitate snow plowing and removal one side of the street will be designated a snow emergency street.

- b. 2315-11 An Ordinance Amending and Supplementing Chapter 25-24.1(d) of the Revised General Ordinances of the Township of West Orange
This legislation clarifies that a nonconforming use or structure may be restored or repaired in the event of a natural disaster such as a fire or flood. However, the Ordinance states that if more than fifty percent

(50%) of the total value of the structure is removed absent the occurrence of a natural disaster the structure cannot be restored or repaired without the appropriate approvals from the Zoning Board of Adjustment.

- c. 2316-11 Calendar Year 2011 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)

***11. Resolutions**

- a. 59-11 Resolution Authorizing the Return of Escrow Fees Submitted for the Site Plan Application PB-08-22 Property Known As Block 165, Lot 16, 1155 Pleasant Valley Way
- b. 60-11 Resolution Authorizing the Collector of Taxes to Cancel Sewer Charges to the Listed Taxpayers Pursuant to Easement and Right of Way Agreement Between the County of Essex & the Township of West Orange
- c. 61-11 Resolution Authorizing Raffle Licenses and Silent Auctions
- d. 62-11 Resolution Authorizing the Mayor to Notify the Essex County Division of Housing & Community Development of the Townships Desire to Participate in the "Urban County" Qualification Process for Program Year 2012-2014
- e. 63-11 Resolution Authorizing a Contract with A&J Contractors Group, Inc., 105 Federal Road, Monroe Township, NJ in the amount of \$512,777.50 for the 2009 Phase I Street Improvements-Various Streets **This is an award of a construction contract for the improvement of Franklin Avenue, Cherry Street and Chestnut Street (both between Franklin Avenue and Whittlesey Avenue), Cary Street, Glebe Street and a portion of Lafayette Street. The Township has two Community Development Block Grants totaling \$437,000 for this project.**
- f. 64-11 Resolution Authorizing a Contract with Frank H. Lehr Associates, 101 South Harrison Street, East Orange for Engineering Services Associated with the Improvement of Nicholas Avenue in the Amount of \$25,450.00.
This Professional Services Contract will provide the Township with design services for the improvement of Nicholas Avenue just east of Terrace Avenue with drainage collection and conveyance facilities, curb and pavement. These improvements will diminish the amount of silt and sediment being deposited in a stormwater detention facility behind 11 Redwood Avenue.
- g. 65-11 Resolution Authorizing a Contract with Petry Engineering for Engineering Services Associated with the Improvement of Woodland Avenue in the Amount of \$19,600.00.
This Professional Services Contract will provide the Township with design services to develop conceptual improvement plans for the three intersections of Woodland Avenue with Terrace Avenue, Redwood Avenue and Forest Avenue. All three intersections are located near or adjacent to the Redwood Elementary School, and the goal of these improvements is to improve both vehicular and pedestrian safety.
- h. 66-11 Introduction 2011 Local Municipal Budget
- i. 67-11 Resolution Authorizing Change Order No. 4 for the Reduction of \$74,275.40 from the Total Amount Authorized for the 2009 Phase IV Street Improvements-Various Streets to D.L.S. Contracting, Inc. 633 Franklin Avenue, Suite 170, Nutley, NJ
This Change Order reduces the amount of funds authorized for this project by \$74,275.40 from \$2,229,630.98 to \$2,155,355.58 which is the final contract amount for this project.
- j. 68-11 Resolution Authorizing a Fifth Amendment to the Agreement with the NJ Medical School Global Tuberculosis Institute at UMDNJ for the Period Between January 1, 2011 and December 31, 2011 at the Rate of \$4,356. for TB Services
The New Jersey Medical School Global Tuberculosis Institute at UMDNJ provides Physician Services for West Orange residents in the Health Department's Tuberculosis Prevention and Control Program, as mandated by the State Department of Health.
- k. 69-11 Resolution Authorizing a Subordination of Mortgage for 5 Marshall Street, West Orange, NJ

- l. 70-11 Resolution Authorizing the Tax Collector to Rebate Payment to Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey
- m. 71-11 Resolution Appointing a Medical Director Dr. Anthony Quartell at the Salary of \$1,000.00 Per Year For the Performance of Medical Assistance, Medical Attendance to and/or Medical Assessments of the Health and/or Injuries of Township Personnel.
- n. 72-11 Resolution Authorizing Change Order No. 1 to All State Technology in the Amount of \$4,350.00 for the Maintenance of the Three Main Expansion Joints at the Ginny Duenkel Pool
This Change Order authorizes an increase in the authorized funding for this contract by \$4,350.00 to \$116,350.00 from \$112,000.00. This funding is for additional work at the main pool's expansion joints at the Ginny Duenkel Municipal Pool to remove deteriorated caulk, clean and recaulk the joint and line the joint with tile to facilitate future maintenance of the joints.
- o. 73-11 Resolution Authorizing the West Orange Police Department to Initiate a \$50.00 Fee for the Annual Junior Police Academy
- p. 74-11 Resolution Authorizing the Chief Financial Officer to Request That the Annual Budget Examination of the 2011 Budget be Conducted by the Division of Local Government Services
- q. 75-11 Resolution Authorizing Appropriation Transfer 6-10
- r. 76-11 Resolution – Emergency Temporary Appropriations-2011
- s. 77-11 Resolution Combining Bonds Aggregating the Principal Sum of \$11,505,00 Authorized by Thirty Six Bond Ordinances Heretofore Adopted to Finance Part of the Cost of Various General Improvements in the Township of West Orange, Into One Consolidated Issue of Bonds and Providing for the Form Maturities and Other Details of Said Consolidated Issue
- t. 78-11 Resolution Authorizing a Professional Services Contract with Hatch Mott MacDonald in the Amount of \$41,346.00 for the Pump Station Improvement in the Mayfair District
This Professional Services Contract will provide the Township with design services for the storm sewer collection and conveyance phase of the Mayfair District Improvements to enable the Township to bid the second phase of this project.
- u. **79-11 Resolution Authorizing an Executive Session to Discuss Matters of Litigation and Personnel**

ABC Hearing

- a. 456 – Resolution Authorizing a Person to Person Transfer from C.Y. Heritage Inn of West Orange, Inc. (Courtyard) to Apple Nine Hospitality Management, Inc. License No. 0722-36-073-001

12. Adjournment