

AGENDA-REVISED
Tuesday, March 10, 2015
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 1, 2014. 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 1, 2014.

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 Spango, Councilwoman McCartney, Council President Guarino (Mayor Parisi)

1. Pledge of Allegiance

2. Public Comment

3. *Consent Agenda

4. *Approval of Minutes of Previous Meeting - None

5. *Report of Township Officers-None

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

7. *Bills

8.*Resolutions

- a. 59-15 Resolution Authorizing the Appointment of Alicia Skinner t/a Skinner Consulting Services as the Township's Grant Writer for a Fee of \$2,333.33 Per Month for a Period of One Year Commencing on January 1, 2015 through December 31, 2015 (Legal-Duffy)
- b. 75-15 Resolution Appointing Leonard R. Lepore and James A. Williams as the Township of West Orange Community Development Representatives to the Essex County Division of Housing and Community Development for the year 2015 (Carlucci)
- c. 76-15 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
- d. 77-15 Resolution Authorizing the Execution of the First Amendment to the Agreement for Retention of the Municipal Prosecutor (Duffy)
This Resolution would authorize an amendment to the Township's existing agreement with Municipal Prosecutor Bryn N. Whittle, Esq. ("Prosecutor"), whereby the Prosecutor's rate would be increased from \$500 per week to \$1000 per week for February 2015 and from \$750 per week to \$1,000 per week for the period between March and April 2015. The basis for the increase is an acceleration of the transition schedule by which the Prosecutor assumed the full scope of duties previously handled by the former Prosecutor.
- e. 78-15 Resolution Authorizing an Agreement with Gibbons, PC, One Gateway Center, Newark, NJ as Bond Counsel for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$195.00 (Legal-Duffy)

This Resolution would authorize execution of a contract with Gibbons, PC (“Gibbons”), whereby Gibbons would serve in the capacity of Bond Counsel at an hourly rate of \$195 for the calendar year 2015.

- f. 79-15 Resolution Authorizing an Agreement with McManimon, Scotland & Bauman, LLC, 75 Livingston Avenue, Roseland, NJ as Redevelopment Counsel for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)
This Resolution would authorize execution of a contract with McManimon, Scotland & Baumann, LLC (“MSB”), whereby MSB would serve in the capacity of Redevelopment Counsel at hourly rates specified in the contract.
- g. 80-15 Resolution Authorizing an Agreement with Ellen O’Connell of Inglesino, Webster, Wyciskala & Taylor, LLC, 600 Parsippany Rd., Suite 204, Parsippany, NJ to Provide Services as Hearing Officer for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$175.00 (Legal-Duffy)
This Resolution would authorize execution of a contract with Ellen O’Connell, Esq. of Inglesino Webster (“Ms. O’Connell”), whereby Ms. O’Connell would serve in the capacity of Hearing Officer at an hourly rate of \$175 for the calendar year 2015.
- h. 81-15 Resolution Authorizing an Agreement with Scarinci Hollenbeck, LLC, 1100 Valley Brook Avenue, Lyndhurst, NJ to Serve as Labor Counsel for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$150.00 (Legal-Duffy)
This Resolution would authorize execution of a contract with Scarinci Hollenbeck, LLC (“SL”), whereby SL would service in the capacity of Labor Counsel at an hourly rate of \$150 for the calendar year 2015.
- i. 82-15 Resolution Authorizing an Agreement with Fox Rothschild, LLP, 75 Eisenhower Parkway, Suite 200, Roseland, NJ to Serve as Labor Counsel for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$175.00 (Legal-Duffy)
This Resolution would authorize execution of a contract with Fox Rothschild, LLP (“FR”), whereby FR would serve in the capacity of Labor Counsel at an hourly rate of \$175 for the calendar year 2015.
- j. 83-15 Resolution Authorizing 2014 Reimbursement for Services to Private Communities-Snow Removal (Lepore)
A State Statute, commonly known as the Municipal Services Act, requires a Municipality either provide services associated with snow and ice control or reimburse the private communities for costs the Township would incur in providing those services. This Resolution authorizes reimbursing 20 private communities for costs associated with snow and ice control in 2014.
- k. 84-15 Resolution Authorizing 2014 Reimbursement for Municipal Services - Llewellyn Park – Leaf Collection and Obstruction (Lepore)
An Agreement pursuant to the Municipal Services Act between the Llewellyn Park Committee of Managers, a fee simple private community, and the Township provides for the reimbursement of leaf collection and disposal costs to Llewellyn Park based on costs the Township would incur in providing those services. This Resolution authorizes reimbursing Llewellyn Park for leaf collection and disposal services in 2014.
- l. 85-15 Resolution Authorizing an Agreement with Wayne DeFeo, 15 Washington Valley Rd., Warren Township, NJ to Serve as Environmental Compliance Officer for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)
This Resolution would authorize the execution of a contract with Wayne DeFeo (“DeFeo”), whereby DeFeo would serve as environmental compliance officer during the calendar year 2015 at rates specified in the contract.
- m. 86-15 Resolution Authorizing an Agreement with Shirley Bishop, P.P., LLC, 100 Overlook Center, Floor 2, Princeton, NJ for Housing Consulting Services for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$165.00 (Legal-Duffy)

This Resolution would authorize the execution of a contract with Shirley M. Bishop, P.P., LLC (“Bishop”), whereby Bishop would provide housing consulting services for the calendar year 2015 at the hourly rate of \$165.

- n. 87-15 Resolution Authorizing an Agreement with H2M Associates, Inc., 119 Cherry Hill Rd., Parsippany, NJ to Provide Municipal Planning Services for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)

This Resolution would authorize the execution of a contract with H2M Associates, Inc. (“H2M”), whereby H2M would provide municipal planning services for the calendar year 2015 at rates specified in the contract.

- o. 88-15 Resolution Authorizing an Agreement with The Shade Tree Department, LLC, P.O. Box 6089, West Orange, NJ to Provide Forestry Services for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$80.(Legal-Duffy)

This Resolution would authorize the execution of a contract with Shade Tree Department, LLC (“Shade Tree”), whereby Shade Tree would provide forestry services for the calendar year 2015 at the hourly rate of \$80.

- p. 89-15 Resolution Authorizing an Agreement with McEnerney, Brady & Company, LLC, 293 Eisenhower Parkway, Livingston, NJ to Audit the Regulatory Basis Financial Statements of the Various Funds of the Township for the Period of January 1, 2015 through December 31, 2015 at the Rate of \$52,500. Per Audit (Legal-Duffy)

This Resolution would authorize the execution of a contract with McEnerney, Brady & Company, LLC (“MBC”), whereby MBC would provide auditing services for the calendar year 2015 at rates specified in the contract.

- q. 90-15 Resolution Authorizing an Agreement with Hendricks Appraisal Company, Inc., 7 Hutton Avenue, West Orange, NJ to Provide Appraisal Services to the Township for the Period of January 1, 2015 through December 31, 2015 at an Hourly Rate of \$150. (Legal-Duffy)

This Resolution would authorize the execution of a contract with Hendricks Appraisal Company, LLC (“Hendricks”), whereby Hendricks would provide appraisal services for the calendar year 2015 at the hourly rate of \$150.

- r. 91-15 Resolution Authorizing an Agreement with Community Action Services, P.O. Box 6025, East Brunswick, NJ to Provide Housing Rehabilitation Services to the Township for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)

This Resolution would authorize the execution of a contract with Community Action Services (“CAS”), whereby CAS would provide housing rehabilitation consulting services for the calendar year 2015 at rates specified in the contract.

- s. 92-15 Resolution Authorizing an Agreement with Omland Engineering Associates, Inc. a Bowman Consulting Company, 54, Horsehill Road, Cedar Knolls, NJ to Provide Municipal Planning Services to the Township for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)

This Resolution would authorize the execution of a contract with Omland Engineering Associates, Inc. (“Omland”), whereby Omland would provide municipal planning services for the calendar year 2015 at rates specified in the contract.

- t. 93-15 Resolution Authorizing Execution of Agreement with NW Financial Group, LLC to Provide Financial Consulting Services (Legal-Duffy)

This Resolution would authorize the execution of a contract with NW Financial Group, LLC (“NW”), whereby NW would provide financial consulting services for the calendar year 2015 at the rates specified in the contract.

- u. 94-15 Resolution Authorizing an Agreement with Richard D. Trenk, Esq., 347 Mt. Pleasant Ave., West Orange, NJ for a Term Concurrent with that of Mayor Parisi to Expire December 31, 2018 and Kenneth W. Kayser, Esq., 120 Eagle Rock Avenue, East Hanover, NJ for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)

This Resolution would authorize the execution of agreements with the Township Attorney, for a term concurrent with that of Mayor Robert D. Parisi, and with the Assistant Township Attorney, for a term of one year. The Township Attorney is paid at an annual rate of \$42,500

for general legal matters, and at an hourly rate of \$80 for litigation matters. The Assistant Township Attorney is paid at an annual rate of \$31,500 for general legal matters, and at an hourly rate of \$80 for litigation matters.

- v. 95-15 Resolution Authorizing an Agreement with Fairview Insurance Associates to Provide Risk Management Consulting Services to the Township for the Period of January 1, 2015 through December 31, 2015 (Legal-Duffy)
This Resolution would authorize the execution of a contract with Fairview Insurance Associates (“Fairview”), whereby Fairview would provide risk management consulting services for the calendar year 2015 at the rates specified in the contract.
- w. 96-15 Resolution Awarding the Contract for the 2015 Road Improvements, Phase I Various Streets- High Street, Orange Place Granada Construction Corp., 147 Thomas Street, Newark, NJ 07114, in the Amount of \$681,898.00 Subject to Federal Clearance of the Contractor by the Essex County Division of Housing and Community Development. (Lepore)
This Resolution awards a construction contract to Granada Construction, Corp, 147 Thomas Street, Newark, NJ for the improvement of High Street and Orange Place. The value of the contract is \$681,898.00 a portion of which will be funded by a Community Development Block Grant in the amount of \$276,000.00
- x. 97-15 Resolution Awarding an Emergency Contract Between the Township and Rapid Pump and Meter Service Co., Inc. of P.O. Box AY, 285 Straight Street, Paterson, New Jersey 07509 for Emergency Bypass Pumping at the Northfield Avenue Pump Station in the Amount of \$53,919.16 to Supply and Install Temporary Emergency Pumps to Replace Existing Pumps that were Damaged when the Station was Flooded and which Jeopardized Public Health, Safety and Welfare (Lepore)
This Emergency Contract is pursuant to NJSA 40A:11-6 and NJAC 5:34-6.1
- y. 98-15 Resolution Authorizing Execution of Agreement with Allied Risk Management Services, 3 Cypress Point Lane, Monroe Township, NJ 08831 to Provide Risk Management Consulting Services (Legal-Duffy)
This Resolution would authorize the execution of a contract with Allied Risk Management Services (“ARMS”), whereby ARMS would provide risk management consulting services for the calendar year 2015 at the rates specified in the contract.
- z. 99-15 Resolution Authorizing Refund Payments Due to Tax Court Judgments (Gagliardo)

9. Ordinances on Second and Final Reading

- a. **MOTION FAILED** 2444-15 An Ordinance Amending Chapter 25, Sections 51.16, of the Revised General Ordinances of the Township of West Orange (Revision to Zoning Ordinance) (Legal-Moon)

10. Ordinances on First Reading

- a. 2445-15 An Ordinance Amending an Ordinance Creating a Reclassification and Salary Schedule of Certain Township of West Orange Employee Setting Forth Their Titles, Classifications and Salary Ranges and Adopting a Salary Guide and Establishing the Employee’s Status as a Township Employee and Under the Guidelines of the New Jersey Department of Personnel-Asst. Supervisor/Public Works/Certified Pool Operator-Asst. Supervising Mechanic-Records Support Tech. 1 – Sr. Public Works Repairer/Parking Meter Collector (Admin)
- b. 2446-15 An Ordinance Creating Chapter 2, Section 61 of the Revised General Ordinances of the Township of West Orange Entitled “Pedestrian Safety Advisory Board” (Legal-Duffy)

11. ABC Hearing

- a. ABC Hearing on Charged Violations – Misty’s Restaurant & Bar, Inc. – 0722-33-006-007

12. 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.