

AGENDA-Amended
Tuesday, July 21, 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 – Public Meeting June 23, 2015**
- 5. *Report of Township Officers-None**
- 6. *Reading of Petitions and Communications and Bids-None**
- 7. *Bills**
- 8.*Resolutions**
 - a. 178-15 Corrective Action Plan-2014 Audit (Gross)
 - b. 179-15 Resolution Authorizing the Certification of the Annual Audit by the Governing Body (Gross)
 - c. 180-15 Resolution Clarifying and Amending Resolution No. 112-15 Regarding Fairview Insurance Agency Associates, Inc. (Legal-Duffy)
By adoption of Resolution No. 112-15 on April 14, 2015, the Township Council authorized the execution of an Agreement pursuant to which Fairview Insurance Agency Associates, Inc. (“Fairview”) will provide services as the Township’s broker of record for the calendar year 2015. This resolution would clarify and amend Resolution No. 112-15 to make note of the recusal of Mayor Robert D. Parisi from all contractual negotiations with Fairview.

- d. 181-15 Resolution Authorizing Agreement with Employee Advisory Service to Provide Services for 2016 (Legal-Duffy)
This resolution would authorize the execution of an Agreement with the Employee Advisory Service of the State Civil Service Commission (“EAS”), for the period beginning on July 1, 2015 and concluding on June 30, 2016, whereby EAS will provide counseling services to Township employees on a “per session” basis at the rate of \$125 or \$250 per session dependent upon the nature of the session.
- e. 182-15 Resolution Authorizing Discharge of Mortgage, 35 Park Drive South, West Orange, NJ, Block 113.01, Lot 221 (Planning)
- f. 183-15 Resolution Authorizing Private Sale of Real Property Pursuant to Ordinance No. 2454-15 (Legal-Duffy)
By adoption of Ordinance 2454-15 on June 23, 2015, the Township Council authorized the initiation of a private sale, pursuant to N.J.S.A. 40A:12-13(b)(5), of real property commonly known and referred to as Block 80.01, Lot 38 on Highwood Road within the Township (the “Property”). This resolution would authorize the sale of the Property to Kenneth Englander, the sole bidder, for the amount of \$3,000.
- g. 184-15 Resolution Authorizing Discharge of Mortgage, 25 Pine Street, West Orange, NJ, Block 36, Lot 14 (Planning)
- h. 185-15 Resolution Granting Permission to Montclair Golf Club to Conduct Fireworks Display on August 29, 2015 (Legal-Duffy)
This resolution would grant permission to the Montclair Golf Club to conduct a fireworks display on August 29, 2015, during the approximate period between 11:15pm and 11:30pm, subject to the directives of the Fire Official and Police Chief.
- i. 186-15 Resolution Authorizing Change Order No. 2 with T & M Associates, 11 Tindall Road, Middletown, New Jersey 07728-2792 for Site Remediation Services at the Old Public Works Garage, 6-8 Lindsley Avenue and Fire House No. 4, 280 Pleasant Valley Way, in a combined amount of \$87,300.00 (Lepore)
- j. 187-15 Resolution To Increase Public Bidding Threshold (DeSantis)
Pursuant to the Provisions of the Local Public Contracts Laws N.J.S.A. 40A:11-3, as Authorized by the New Jersey State Treasurer, Effective July 1, 2015 the Township can increase its Public Bidding threshold from \$36,000.00 to \$40,000.00 if the Township has a Qualified Purchasing Agent
- k. 188-15 Resolution Authorizing the Release of Performance Guarantees both Cash and the Surety, to the Developer of the CVS at the Intersection of Prospect Avenue and Eagle Rock Avenue, Block 153.16, Lot 1, First Hartford Realty Corporation, 149 Colonial Road, P.O. Box 1270, Manchester, CT 06045-1270, Subject to the Posting of a Maintenance Bond in the Amount of Fifteen Percent of the Total Bond, or \$16,580.70, for a Two Year Period all in Accordance with the Municipal Land Use Law. (Lepore)
- l. 189-15 Resolution Authorizing Change Order No. 2 and Final for the project Mayfair District Storm Sewer Improvements with Shauger Property Services, Inc., 429 Dodd Street, East Orange, New Jersey 07017 in the amount of \$3,526.00 (Lepore)

- m. 190-15 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
- n. 191-15 Resolution Authorizing an Abandoned Car Sale on August 4, 2015 at Twin Towing Inc. and Select Towing & Repair (DeSantis)
- o. 192-15 Resolution Authorizing the Purchase of One (1) 2016 Chevrolet Tahoe in the Amount of \$47,618.26 Through the NJ Morris County Cooperative Purchasing Contract (MCCPC) #15-A, Item #10 (DeSantis)
- p. 193-15 Resolution Authorizing Discharge of Mortgage, 62 Oak Crest Road, West Orange, NJ, Block 164.01, Lot 1 (Planning)
- q. 194-15 Resolution Authorizing Participation in the Middlesex Regional Educational Services Commission (NJ State Approved Cooperative Pricing System #65MCESCCPS) "Small Ticket Lease Program" (Middlesex Regional Educational Services Commission Bid No. 13/14-23) (DeSantis)
- r. 195-15 Resolution Regarding Consideration of Membership in Public Sector Joint Insurance Fund (Legal-Duffy)
This resolution would memorialize the Township's consideration of membership in a Public Sector Joint Insurance Fund ("PSJIF") for the following types of coverage: workers' compensation and employers liability; general liability including law enforcement; motor vehicle liability; and property damage (buildings, contents, equipment, and motor vehicles). The Township's potential membership in the PSJIF would be subject to acceptance of terms of membership, by-laws, and initial assessment.
- s. 196-15 Resolution to Lease/Purchase Three (3) 2015 Police Vehicles Through Morris County Cooperative Pricing Council (DeSantis)
- t. 197-15 Resolution Authorizing an Appropriation of \$79,776.00 for the Rental of Two Emergency Bypass Pumps for the Northfield Avenue Pump Station No. 7 at Dogwood Road through the Period Ending Late September 2015 (Lepore)
These pumps were installed in January 2015 under an emergency contract authorized by the Township Council resolution No. 51-15. The monthly rentals are a continuation of the emergency contract with Rapid Pump and Service Inc.
- u. 198-15 Resolution Authorizing an Award of Contract with Dimilia, Inc., P.O. Box 3366-Memorial Station, Upper Montclair, NJ 07043 for the Improvement of Tennis Courts Various Locations in the Amount of \$109,200.00 (Lepore)
This Resolution authorizes a construction contract with DiMilia, Inc., for the improvement of tennis courts at Degnan Park and Stag Field. The work includes crack repair, asphalt pavement repair, new color courses and court lines.
- v. 199-15 Resolution Authorizing an Award of Contract with Grabowski Construction, Inc., 770 Northfield Avenue, West Orange, NJ for the Colgate Park Perimeter Pathway Improvements Franklin Avenue at Cherry Street in the Amount of \$138,490.95 (Lepore)
This Resolution authorizes a construction contract with Grabowski Construction Co., Inc. for the improvement of the perimeter pathway around Colgate Park. The work includes granite

block curb, a modular block wall, fencing and hot asphalt pavement courses for the pathway.

- w. 200-15 Resolution Authorizing an Award of Contract with Rapid Pump & Meter Service Co., Inc., P.O. Box AY, 285 Straight Street, Paterson, NJ 07509 for the Removal of Existing Pumps and Replacing them with Two Dry Pit Submersible Pumps, along with New Electrical Controls and Plumbing in the amount of \$223,890.00

This Resolution authorizes a construction contract for the installation of new dry pit submersible pumps, associated piping and valves, electrical controls and heating and lighting equipment for the Northfield Pump Station No. 7 at Dogwood Road.

- x. 204-15 Resolution Rejecting Bids, Authorizing Re-bid with a Base Bid and two Alternates, and Authorizing an Appropriation of \$5,000.00 for Crew Engineers to Revise and Prepare the Plans and Bid Documents

The low bidder exceeded the Municipal Engineer's estimate.

9. Ordinances on Second and Final Reading-None

10. Ordinances on First Reading

- a. 2456-15 An Ordinance Amending Chapter 4, Section 34.3 of the Revised General Ordinances of the Township of West Orange, Entitled "Extra Duty Employment for Police Officers" (Legal-Duffy)
- b. 2457-15 An Ordinance Amending and Supplementing Chapter 7, Traffic Section 7-11, Parking Time Limited on Certain Streets, During Certain Hours, Section 7-14.1, Night Parking Restricted, and Section 7-14.2, Parking Prohibited During Certain Hours on Certain Streets, of the Revised General Ordinances of the Township of West Orange (Lepore)
This Ordinance changes the parking regulations of the easterly side of South Valley Road between Meeker Street and Tremont Avenue to make them more accommodating to businesses and residents. Near Tremont Avenue the 1 hour parking restriction between the hours of 8:00 am and 9:00 pm will be changed to a 3 hour parking restriction. Also the overnight parking prohibition between the hours of 2:00 am and 5:00 am will be eliminated.
- c. 2458-15 An Ordinance of the Township of West Orange, In the County of Essex, New Jersey Authorizing the Amendment, Assignment and Assumption of a Financial Agreement with Respect to Certain Property Commonly Known as the Edison Battery Factory (Legal-McManimon)

11. ABC Hearing

- a. 537-15 Hearing on Renewal for Plenary Retail Consumption, Distribution and Club Licenses for the 2015-2016 License Term **(resolution to follow)**
- b. 538-15 Hearing on Renewal for 2014-2015 License Term-**Huguitos 0722-33-024-005** (Special Conditions)
- c. 539-15 Hearing on Renewal for 2014-2015 License Term-**Suzy Que's, LLC** t/a Suzy Que's 0722-33-009-012 (Special Conditions)

- d. 540-15 Hearing on Renewal for 2014-2015 License Term-**Essex House 0722-33-071-003** (Special Conditions)
- e. 542-15 Hearing on Renewal for 2014-2015 License Term- **Harrison Avenue Tavern 0722-33-058-006** (Special Conditions)
- f. 543-15 Hearing on Renewal for 2014-2015 License Term-**AMC Entertainment International 0722-33-066-009** (Special Conditions)
- g. 544-15 Failure to Renew Liquor License No. 0722-33-026-004 Zen Restaurant, Inc. t/a Ekko (Inactive)
This license ceases to exist for failure to file for license term years 2013-2014 and 2014-2015.
- h. Notice of Charge of ABC Violation Against Liquor Licensee #0722-33-059-006 Jenny's LLC t/a Fusion

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.