

AGENDA-AMENDED
Tuesday, August 11, 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 July 21, 2015**
- 5. *Report of Township Officers-West Orange Municipal Court-May & June 2015**
- 6. *Reading of Petitions and Communications and Bids-None**
- 7. *Bills**
- 8.*Resolutions**
 - a. 201-15 Resolution Authorizing Amendment, Assignment and Assumption of Infrastructure Construction Agreement (Legal-McManimon)
 - b. 202-15 Resolution Authorizing Modification to 2006 Redevelopment Agreement with Prism (Legal-McManimon)
 - c. 203-15 Resolution Authorizing Redevelopment Agreement with DGP Urban Renewal, LLC (Legal-McManimon)
 - d. 205-15 Resolution Authorizing the Execution of a License and Access Agreement that Allows the Township to Build and Maintain a Sign at the Lukoil Gas Station Located at the Corner of Eagle Rock Avenue and Pleasant Valley Way (Legal-Moon)
 - e. 206-15 Resolution Authorizing Execution of Memorandum of Agreement with COPSTO (Legal-Duffy)
This resolution would authorize the execution of a Memorandum of Agreement (“MOA”) between the Township and the Teamster Local 560 Communications Operators and Public Safety Telecommunications Operators (“COPSTO”) whereby the parties have agreed to modify their existing contract in accordance with the terms and conditions set forth in the MOA. The

resolution would further direct that the Township's Labor Counsel shall incorporate the terms of the MOA into the existing contract for subsequent execution by all parties.

- f. 207-15 Resolution Authorizing Execution of Memorandum of Agreement with West Orange Fire Superior Officer's Association (Legal-Bufferman)
This resolution would authorize the execution of a Memorandum of Agreement ("MOA") between the Township and the West Orange Fire Superior Officer's Association ("FSOA") whereby the parties have agreed to modify their existing contract in accordance with the terms and conditions set forth in the MOA. The Resolution would further direct that the Township's Labor Counsel shall incorporate the terms of the MOA into the existing contract for subsequent execution by all parties.
- g. 208-15 Resolution Authorizing Execution of Memorandum of Agreement with West Orange Policemen's Benevolent Association, PBA Local #25 and the West Orange Police Superior Officers Association (Legal-Bufferman)
This resolution would authorize the execution of a Memorandum of Agreement ("MOA") between the Township and the West Orange Policemen's Benevolent Association, PBA Local #25 and the West Orange Police Superior Officers Association ("WOPBA Local 25 and WOPSOA") whereby the parties have agreed to modify their existing contract in accordance with the terms and conditions set forth in the MOA. The Resolution would further direct that the Township's Labor Counsel shall incorporate the terms of the MOA into the existing contract for subsequent execution by all parties.
- h. 209-15 Resolution Authorizing Execution of Memorandum of Agreement with AFSCME (Legal-Duffy)
This resolution would authorize the execution of a Memorandum of Agreement ("MOA") between the Township and the American Federal of State, County, and Municipal Employees, Council 52, Local 3476 ("AFSCME") whereby the parties have agreed to modify their existing contract in accordance with the terms and conditions set forth in the MOA. The resolution would further direct that the Township's Labor Counsel shall incorporate the terms of the MOA into the existing contract for subsequent execution by all parties.
- i. 210-15 Resolution Amending Resolution No. 165-15 Regarding Real Estate Tax Exemption for 12 Valley Way (Legal-Duffy)
This resolution would amend Resolution No. 165-15, adopted by the Township Council on June 23, 2015, to provide for a refund of 2014 real estate taxes, in the total amount of \$7,316.32, based upon the owner's status as a disabled veteran, pursuant to N.J.S.A. 54:4-3.30. The amendment of Resolution No. 165-15 is necessary to reflect the Tax Assessor's determination that there is no entitlement for a refund of real estate taxes in 2015.
- j. 211-15 Resolution Authorizing Execution of Access and Use Agreement with the Hunterdon County Educational Services Commission (Legal-Bufferman)
This resolution would authorize the execution of an Access and Use Agreement between the Township and the Hunterdon County Educational Services Commission ("HCESC") whereby the Township has agreed to grant HCESC access and use of the radio tower located on or near Marcella Avenue. The Agreements grants HCESC access and use of the radio tower for one year unless extended as set forth in paragraph 3 of the agreement. HCESC has agreed to pay the Township an access and use rate of \$7,200 for the one year period, to be paid in equal monthly installments of \$600.
- k. 212-15 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
- l. 213-15 Resolution to authorize a Professional Service Contract with Associated Appraisal Group, Inc. for Residential Real Estate Services (DeSantis)

- m. 214-15 Resolution to Authorize Competitive Contracting Process for Fire Apparatus Equipment Maintenance and Repair (DeSantis)
This resolution will allow the Township to prepare a request for proposal in which the competitive contracting methodology will be used according to State Statute. The proposal will be prepared with the ranking of criteria so an award can be made based on multiple factors.
- n. 215-15 Resolution to Authorize a Contract for the Street Improvements, Phase II, 2015-Re-Bid with Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024 in the amount of \$3,086,160.43 for the Base Bid and Alternate No. 1 (Lepore)
- o. 216-15 Resolution Awarding a Professional Services Contract to Parette Somjen Architects, LLC, 439 Route 46 East, Rockaway, New Jersey 07866 to Provide Professional Architectural and Engineering Services for the Evaluation of Facilities at the Four West Orange Fire Stations and the West Orange First Aid Squad Building for a Fee not to exceed \$16,800.00. (Lepore)
- p. **217-15** Resolution to Request that the West Orange Planning Board to Investigate the Eagle Rock/Prospect Avenue Area as an Area in Need of Redevelopment/Rehabilitation Investigation (Gross)
- q. 218-15 Resolution Authorizing a Professional Services Contract to Parette Somjen, LLC, 439 Route 46 East, Rockaway, New Jersey 07866 to Provide Professional Architecture and Engineering Services for a Feasibility Study and Concept Design Plans for a new Public Works Facility and new Animal Control Facility to be Located on Properties Bound by Prospect Avenue, Mt. Pleasant Avenue and Marcella Avenues for a Fee not to exceed \$25,500.00 including \$1,000.00 for expenses.
- r. 219-15 Resolution Reappointing Joanne Gagliardo as Tax Collector
This resolution would reappoint Joanne Gagliardo as the Township's Tax Collector, in which capacity she has served in an exceptional manner since her initial appointment in July 2011. If reappointed, Ms. Gagliardo will acquire tenure, and will hold her office during good behavior, efficiency, and compliance with continuing education requirements.
- s. 220-15 Resolution Authorizing an Executive Session for the Purpose of Discussing Litigation – West Essex Highlands
- t. 221-15 Resolution Authorizing Execution of Memorandum of Agreement with Non-Uniform Supervisor's Union
This resolution would authorize the execution of a Memorandum of Agreement ("MOA") between the Township and the Teamster Local 560 Public Works, Non-Uniform, Supervisory Employees ("PWNUSE") whereby the parties have agreed to modify their existing contract in accordance with the terms and conditions set forth in the MOA. The Resolution would further direct that the Township's Labor Counsel shall incorporate the terms of the MOA into the existing contract for subsequent execution by all parties.

9. Ordinances on Second and Final 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)
- 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)

10. Ordinances on First Reading

- a. 2459-15 An Ordinance Creating a Reclassification and Salary Schedule of Certain Township of West Orange Employees Setting Forth Their Titles, Classification and Salary Ranges and Adopting a Salary Guide and Establishing Employee's Status as a Township Employee Under the Guidelines of the New Jersey Department of Personnel (Gross)
- b. 2460-15 An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-32.2, Restricted Parking Zones, of the Revised General Ordinances of the Township of West Orange- Handicapped Parking - 18 Dean Street and 46 Riggs Place (Lepore)
- c. 2461-15 An Ordinance Amending and Supplementing Chapter 7, Traffic Subsection 7-32.1, Handicapped Parking on Streets of the Revised General Ordinances of the Township of West Orange – 49 Harrison Avenue (Lepore)
- d. 2462-15 An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-10.1, Stopping or Standing Prohibited During Certain Hours on Certain Streets, of the Revised General Ordinances of the Township of West Orange (Lepore)

11. ABC Hearing

- a. 545-15 Hearing on Renewal for Plenary Retail Consumption, Distribution and Club Licenses for the 2015-2016 License Term (**resolution to follow**)
- a. 546-15 Resolution Referring ABC Conflict License to the ABC Director for Renewal- **Starlite Restaurant and Pizzeria, Inc. 0722-33-016-005**

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.