

AGENDA

Tuesday, October 13, 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 – Councilwoman Casalino, Councilman Cirilo, Councilman Krakoviak, Councilwoman McCartney, Council President Guarino (Mayor Parisi)

- 1. Pledge of Allegiance**
- 2. Public Comment**
- 3. *Consent Agenda**
- 4. *Approval of Minutes of Previous Meeting – Special Meeting 9.24.15 and Public Meeting 9.29.15**
- 5. *Report of Township Officers-None**
- 6. *Reading of Petitions and Communications and Bids-None**
- 7. *Bills**
- 8.*Resolutions**
 - a. 244-15 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 2016. (Planning-Carlucci)
 - b. 245-15 Resolution Extending Concession Stand Agreement with TM Foods for 2016 Term (Legal-Duffy)
On May 26, 2015, the Township Council authorized the execution of an agreement between the Township and TM Foods (“TM”), pursuant to which TM paid the Township \$8,388.06 for the right to rent and operate the food and beverage stand at the Ginny Duenkel Pool (the “Agreement”). In accordance with the terms of the Agreement, this resolution would renew the Agreement between the Township and TM, for the 2016 term, for the sum of \$8,400.00.
 - c. 246-15 Resolution Authorizing Special Retention of Robert J. Candido, Esq. to Appear in Municipal Court Matter (Legal-Duffy)
This resolution would authorize the special retention of the Township’s former Municipal Prosecutor, Robert J. Candido, Esq., to serve as prosecutor in connection with a pending motion to vacate a conviction in a matter in which Mr. Candido

previously appeared. Mr. Candido would be retained at the hourly rate of \$150 for his services.

- d. 247-15 Resolution Authorizing the Sale of Abandoned Car(s) (Purchasing-DeSantis)
Vehicles in violation, accidents, and/or abandoned will be towed off the street by a licensed Towing Company designated by the Township. The Township is authorized to sell at Public Auction unclaimed vehicles pursuant to State and Local Laws.
- e. 248-15 Resolution Authorizing Execution of Sublease between Township and West Orange Arts Council re: 555 Valley Street (Legal-Duffy)
This resolution would authorize the execution of a sublease between the Township and the West Orange Arts Council ("WOAC") regarding 1,300 rentable square feet of space in a building owned by Housing and Neighborhood Development Services, Inc., located at 555 Valley Street (the "Sublease"). Pursuant to the Sublease, WOAC would pay rent to the Township in the amount of \$300 per month for the duration of the Sublease, which commences on September 1, 2015 and expires on August 31, 2019.
- f. 249-15 Resolution Authorizing the Recommendation to the New Jersey Department of Transportation that the Contract for Cherry Street and Belgrade Terrace Roadway Improvements be awarded to: Reggio Construction, Inc., 1575 West Street, Fort Lee, New Jersey 07024 whose bid Amounted to \$ 585,552.00 Subject to the Approval of the Department. (Lepore)
The work on both streets will consist of new granite block curb, new concrete sidewalks, new concrete driveway aprons, new handicapped ramps at intersections, asphalt driveway repair, service walk adjustments, top-soiling, seeding and pavement milling and resurfacing.
- g. 250-15 Resolution Authorizing Change Order No. 1 with Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ, 07024 for the Contract for Oxford Terrace, Winding Way and Dartmouth Road Roadway Improvements in the amount of \$35,000 which brings the adjusted contract amount to \$620,296.25 or a 5.98 percent increase. (Lepore)
- h. 251-15 Resolution Amending Resolution 217-15 Requesting the Planning Board to Evaluate Certain Properties in the Vicinity of Eagle Rock and Prospect Avenue to Determine If They Should Be Designated an Area in Need of Redevelopment or an Area in Need of Rehabilitation (Gross)
- i. 252-15 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Tax Court of New Jersey (Gagliardo)
- j. 253-15 Resolution Authorizing Resolution Authorizing Tax Overpayment Refunds to Listed Taxpayer (Gagliardo)

9. Ordinances on Second and Final Reading-None

10. Ordinances on First Reading

- a. 2467-15An Ordinance Authorizing Special Emergency Appropriation Pursuant to N.J.S.A. 40A:4-53 for Severance Liabilities Resulting From Accrued Leave in Connection with the Layoff or Retirements of Employees (Legal-Draikewicz)

- b. 2468-15 An Ordinance Amending and Supplementing Chapter 14, Sections 20.3 and 20.5 of the Revised General Ordinances of the Township of West Orange, Entitled “Duties and Responsibilities of Foreclosing Creditor” (Legal – Buffman)

This revised ordinance would amend Chapter 14 to add two additional requirements on foreclosing creditors. This amendment is authorized by N.J.S.A. 40:48-2.12s, which permits municipalities to adopt ordinances regulating the care, maintenance, security and upkeep of the exterior of vacant and abandoned residential properties. The two additional requirements are: (i) to file an annual contract with the Township Clerk which sets forth the name and contact information of the representative who will be responsible for the upkeep of the property, the foreclosing attorney and the servicer of the loan; and (ii) to immediately provide notice to the Township once a foreclosing creditor is vested with legal title to the property. 14-20.5 also includes a continuing obligation clause for foreclosing creditors to update all information throughout the foreclosure process.

11. ABC Hearing-None

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.