

1. Conference Agenda

Documents: [CA6.11.13.PDF](#)

2. Public Meeting Agenda

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3. Resolutions

3.I. 113-13

Documents: [113-13 RAFFLE LICENSES-6.11.13.PDF](#)

3.II. 114-13

Documents: [114-13 REAPPOINTMENT OF DEPUTY CLERK.PDF](#)

3.III. 115-13

Documents: [115-13 APPROVING AGREEMENT-TOWNSHIP AND NOCC.PDF](#), [115-13 MEMORANDUM OF AGREEMENT \(2013\) - DOWNTOWN RUN WITH NOCC.PDF](#)

3.IV. 116-13

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3.VI. 118-13

Documents: [118-13 AUTH GRANT TO DAUGHTERS OF ISRAEL-EMERGENCY REPAIR FUNDS \(3\).PDF](#), [118-13 GRANT AGREEMENT - JEWISH FEDERATION PLAZA.PDF](#)

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3.XIV. 126-13 TABLED

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4. Ordinance On Second And Final Reading

4.I. 2377-13

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COUNCIL COMMITTEE CONFERENCE MEETING
AGENDA
Council Chambers - 66 Main Street, West Orange, NJ
June 11, 2013

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 29, 2012. 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 29, 2012 .

Roll Call - Councilman Guarino, Councilman Krakoviak, Councilwoman McCartney, Councilwoman Spango, Council President Cirilo (Mayor Parisi)

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6:30 P.M.

- Presentation-75th Anniversary Strawberry Festival-Gregory School
- Presentation-Gabel Associates, Inc.-Energy Aggregation
- Update – Downtown West Orange Alliance

7:00 P.M.

- Public Meeting

8:00 P.M. ABC HEARING

(Special Condition r esolution (s) 500-13, 503-13 and 504-13 to follow)

- a. 497-13 Renewal of Plenary Retail Distribution, Consumption and Club License for the 2013-2014 License Term
- b. 498-13 Hearing on Renewal for 2012-2013 License Term-**Huguitos** (Special Conditions)
- c. 499-13 Hearing on Renewal for 2012-2013 License Term-**AMC Entertainment International** (Special Conditions)
- d. 501-13 Hearing on Renewal for 2012-2013 License Term-**DJF-4SIXTY6** (Special Conditions)
- e. 502-13 Hearing on Renewal for 2012-2013 License Term **Suzy Que's, LLC** t/a Suzy Que's (Special Conditions)

AGENDA
June 11, 2013
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 29, 2012. 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 29, 2012.

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

Pledge of Allegiance.

2. General Matters Pending

3. Public Comment

***4. Consent Agenda**

***5. Approval of Minutes of Previous Meeting- Public Meeting May 21, 2013**

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

***7. Report of Township Officers-Municipal Judge's Reports for April, 2013 and May, 2013**

***8. Bills**

***9. Resolution(s)**

- a. 113-13 Resolution Authorizing Raffle Licenses
- b. 114-13 Resolution Reappointing JoAnn Behar as Deputy Township Clerk for a Term of 2 Years- July 1, 2013 – June 30, 2015
- c. 115-13 Resolution Authorizing the Memorandum of Agreement Between the Township of West Orange and the National Ovarian Cancer Coalition for the Downtown Class 5K Run on September 29, 2013
- d. 116-13 Resolution Appointing Peter F. Smeraldo, Jr., Fire Chief as Municipal Emergency Management Coordinator for a Three Year Term Expiring on June 15, 2016
- e. 117-13 Resolution Authorizing the Payment of \$1,026., (Township's Portion) to Barbara Weisman, Esq. for Mediation Expenses in the Matter of Sadlon, et al. v. The Pointe, et al.
- f. 118-13 Resolution Awarding a Grant to the Daughters of Israel Geriatric Services, Inc., Jewish Federation Plaza, 748-750 Northfield Avenue from the West Orange Emergency Repairs Program
The money will be used for emergency repairs to its commercial kitchen pursuant to the rules promulgated by the NJ Council on Affordable Housing with respect to affordability assistance and affordable housing trust funds

- g. 119-13 Resolution Approving the Emergency Repairs/Energy Efficiency Program Operating Manual Establishing Rules for the Operation of the Program
- h. 120-13 Resolution Awarding a Contract to Quality Electrical Construction Co., 290 Laurel Avenue, West Keansburg, NJ 07734 for the Installation of Equipment Supplied by the Township to Maintain a 50 Footcandle Lighting Level at the WOHS Joseph Soriano Track and Field
This is an award of a construction contract in the amount of \$111,000 to Quality Electrical Construction to install lighting fixtures, poles and equipment to light the track and field at the West Orange High School. The light fixtures, poles and electrical equipment and cabinets will be purchased by the Township for installation by Quality Electrical Construction.
- i. 121-13 Resolution Authorizing the Township to Purchase Lighting Equipment from Musco Sports Lighting, LLC, Oskaloosa, IA at a Cost of \$146,734.00
This authorizes the Township to purchase the lighting equipment required to light the track and field at the West Orange High School directly from Musco Sports Lighting based on their pricing to the Keystone Purchasing Network, a national purchasing cooperative. This equipment will be installed as per the contract awarded by Resolution 120-13. Purchasing the equipment at a cost of \$146,734 results in a lower total project cost than if purchased by the contractor, Quality Electrical Construction, who will perform the installation.
- j. 122-13 Resolution to Award a Contract to **Scalora Brothers, Inc., t/a Scalora Landscaping**, 382 Lackawanna Plaza, S. Orange, NJ in the amount of \$406,481.00 for Base Bid, Alternate No.3 and Alternate No. 4 for Ridgeway Park Site and Landscape Improvements
This is an award of a construction contract to Scalora Brothers, Inc. in the amount of \$406,481 for improvements associated with the new Ridgeway Park on Ridgeway Avenue.
- k. 123-13 Resolution to Award a Contract to PSE&G to Install Site Lighting in the New Ridgeway Park Consisting of 6 Post Lamps and 16 Bollard Lights for a Fee of \$45,364.42
Associated with the improvement of Ridgeway Park is site lighting. This awards a contract to the local utility company, Public Service Electric and Gas, to provide, install and maintain the site lighting which consists of six post lamps and sixteen bollard lamps, at a cost of \$45,364.42.
- l. 124-13 Resolution Authorizing the Sale of Abandoned Cars Be Sold At Auction
- m. 125-13 Resolution Authorizing an Award of Contract to Mike Shannon Sports, 1010 Edgehill Terrace, Whippany, NJ in the Amount NTE \$30,000.
This resolution will award a contract to purchase goods at a competitive price for various programs operated by the West Orange Recreation Department. Funding is from monies collected from these various programs and funds available in the Recreation 2013 operating budget.
- n. **TABLED** 126-13 Resolution to Award a Professional Services Contract to Gabel Associates, Inc. for Energy Aggregation Consultant Services (*Agreement to follow*)
- o. 127-13 Resolution Authorizing an Award of State Contract #70256/WN88ABZ and Dell Marketing WSCA/NASPO Contract #B7160 for IT Network Upgrades in an Amount NTE \$125,000.

10. Ordinances on Second and Final Reading

- a. 2377-13 Bond Ordinance Amending Bond Ordinance 2366-12 Finally Adopted by the Township Council of the Township of West Orange, New Jersey on December 18, 2012

11. Ordinances on First Reading-None

12. ABC Hearing

(Special Condition resolution(s) 500-13, 503-13 and 504-13 to follow on June 25, 2013)

- a. 497-13 Renewal of Plenary Retail Distribution, Consumption and Club License for the 2013-2014 License Term (**resolution to follow**)
- b. 498-13 Hearing on Renewal for 2012-2013 License Term-**Huguitos** (Special Conditions)
- c. 499-13 Hearing on Renewal for 2012-2013 License Term-**AMC Entertainment International** (Special Conditions)
- d. 501-13 Hearing on Renewal for 2012-2013 License Term-**DJF-4SIXTY6** (Special Conditions)

- e. 502-13 Hearing on Renewal for 2012-2013 License Term-**Suzy Que's, LLC** t/a Suzy Que's (Special Conditions)

13. 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)**

RESOLUTION

WHEREAS, the following charitable organization(s) have applied for a Raffle License which raffle is to be conducted within the Township of West Orange,

NOW THEREFORE, BE IT RESOLVED by the Township Council of *the Township of West Orange, that the Municipal Clerk is hereby authorized to* issue a license to conduct a raffle by the following organization (s) at the place (s) and time(s) set opposite their respective name(s):

<u>Organization</u>	<u>Date of Event</u>	<u>Place</u>	<u>RL #</u>
Our Lady of Lourdes Church Off Premise 50/50	11.9.13	40 Boland Dr.	6877
New Jersey Arts Incubator, Inc. On Premise 50/50	July 11, 12 July 20, 21 July 25, 26, 27	OSPAC	6878

Victor Cirilo
Council President

Karen J. Carnevale
Municipal Clerk

Adopted: June 11, 2013

RESOLUTION

WHEREAS, The Township Council of the Township of West Orange has the authority pursuant to the applicable state statutes and municipal ordinances, to appoint a Deputy Township Clerk; and

WHEREAS, the Township Council of the Township of West Orange is desirous of reappointing JoAnn Behar to that position;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that JoAnn Behar be and hereby is reappointed Deputy Clerk of the Township of West Orange for a two (2) year term beginning on July 1, 2013 through June 30, 2015; and

BE IT FURTHER RESOLVED, that she shall perform the duties of the Township Clerk in the absence or disability of the Township Clerk or upon the direction of the Township Clerk and she shall perform such other duties as may be directed by the Township Council of the Township of West Orange, all in accordance with the applicable state statutes and municipal ordinances; and

BE IT FURTHER RESOLVED, that JoAnn Behar is hereby appointed Assistant Secretary to the Alcoholic Beverage Control for the Township of West Orange and shall perform the duties of the Secretary of Alcoholic Beverage Control for the Township of West Orange in the absence or disability of the Secretary of the Alcoholic Beverage Control of the Township of West Orange.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

RESOLUTION

WHEREAS, the Township of West Orange ("Township"), through the Downtown West Orange Alliance, annually sponsors the Downtown Classic 5K run along Main Street in the Township for charitable purposes; and

WHEREAS, the Downtown Classic 5K run is scheduled to take place this year on **Sunday, September 29, 2013** from approximately 9:30 am until 1:00 pm; and

WHEREAS, the Township desires to enter into an agreement that would allow the National Ovarian Cancer Coalition ("NOCC") to participate in and benefit from this year's Downtown Classic 5K run; and

WHEREAS, pursuant to the terms of the proposed agreement, the Township would share profits with the NOCC, specifically by first subtracting direct expenses incurred by the Township or the Downtown West Orange Alliance, and then sharing seventy percent (70%) of the net profits generated from the Downtown Classic 5K run with the NOCC, with the remaining thirty percent (30%) of net profits to be retained by the Township; and

WHEREAS, the NOCC has agreed to provide its own publicity and fundraising efforts for the event in coordination with the Downtown West Orange Alliance; and

WHEREAS, the NOCC has agreed to provide the Township with proof of liability insurance and to indemnify and hold the Township harmless from any claims, suits, damages, or judgments resulting wholly or in part from any acts or omissions of the NOCC or their agents, employees, guests, licensees, invitees, assignees or successors during this year's Downtown Classic 5K run; and

WHEREAS, annexed hereto as Attachment "A" is a copy of the Memorandum of Agreement to be executed by the Township and the NOCC;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of West Orange that the Mayor be and hereby is authorized to execute the annexed Memorandum of Agreement; and the Municipal Clerk shall attest to the Mayor's signature on the Agreement.

Karen J. Carnevale
Municipal Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT (hereinafter the "Agreement") is made and entered into as of this ____ day of June, 2013, by and between TOWNSHIP OF WEST ORANGE (the "Township"), having an address of 60 Main Street, West Orange, New Jersey 07052 and the NATIONAL OVARIAN CANCER COALITION ("NOCC"), having an address of 2501 Oak Lawn Avenue, Suite 435, Dallas, Texas 75219.

WITNESSETH

WHEREAS, the Township, through the Downtown West Orange Alliance, annually sponsors the Downtown Classic 5K run along Main Street in the Township for charitable purposes; and

WHEREAS, the Township has sponsored this run for many years and each year several hundred people have attended; and

WHEREAS, the Township now desires to enter into an agreement that would allow the NOCC to participate in and benefit from this year's Downtown Classic 5K run, which is scheduled to be held on Sunday, September 29, 2013 (the "Event");

NOW, THEREFORE, in consideration of the covenants and agreements hereinafter contained, the parties hereto agree as follows:

1. The Event shall be held on Sunday, September 29, 2013 from approximately 9:30 a.m. to 1:00 p.m.

2. The Township shall and hereby does agree to share with the NOCC, after subtracting any direct expenses incurred by either the Township and/or the Downtown West Orange Alliance, seventy percent (70%) of the net profits generated from the Event. The remaining thirty percent (30%) of the net profits shall be retained by the Township. It is anticipated that profits will be generated from the registration fee paid by participants of the Event and any donations received by either the Downtown West Orange Alliance or the NOCC, its members or agents. The NOCC shall be entitled to receive an accounting of the money raised from the Event prior to the disbursement of any funds.

3. The NOCC will provide its own publicity and fundraising efforts for the Event in coordination with the West Orange Downtown Alliance. The West Orange Downtown Alliance reserves the right to approve any and all publicity/fundraising material that is distributed in connection with the Event. Any use of the NOCC name, logo, or stationery in mailings, advertising, or for the media shall be pre-approved by the NOCC.

4. The NOCC shall provide a representative who will be available and present at the Event for purposes of assisting the Downtown West Orange Alliance with any fundraising, public relations and/or marketing issues.

5. The NOCC shall provide proof of liability insurance with a minimum combined single limit of One Million (\$1,000,000.00) dollars for bodily injury and property damage. The NOCC shall provide an original Certificate of Insurance to this effect upon signing this agreement. The NOCC's policy shall name the Township of West Orange and the Downtown West Orange Alliance as additional insureds.

6. The NOCC agrees to defend, indemnify, hold and save harmless the Township and the West Orange Downtown Alliance, its respective members, officers, representatives, employees from and against any and all claims, suits, damages, judgments and expenses (including reasonable attorneys' fees) resulting wholly or in part from any acts or omissions by the NOCC or the NOCC's agents, employees, guests, licensees, invitees, assignees or successors during the Event.

7. It is understood and agreed that all understandings and agreements heretofore had between the Township and the NOCC regarding the Event are merged in this Agreement, which alone fully and completely expresses their agreement, and that the same is entered into after full investigation, neither party relying upon any statement or representation not embodied in this Agreement, made by the other.

8. This Agreement may not be changed or terminated orally. It shall only be modified by written agreement.

9. The Parties hereby acknowledge that the Agreement shall be construed, interpreted and enforced in accordance with the laws (excluding conflicts of law principles) of the State of New Jersey, and before the courts of the State of New Jersey.

10. This Agreement may be executed in several counterparts, which shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

TOWNSHIP OF WEST ORANGE

Dated: _____

Signed: _____

Robert D. Parisi, Mayor

Dated: _____

Attest: _____

Karen J. Carnevale, Municipal Clerk

NATIONAL OVARIAN CANCER COALITION

Dated: _____

Signed: _____
Print name:

732344_1

RESOLUTION

WHEREAS, in accordance with Directive Number 102 issued by the State Office of Emergency Management March 15, 1990 each Municipality must have a Municipal Emergency Management Coordinator; and

WHEREAS, Peter F. Smeraldo, Jr., Fire Chief, has the necessary background and expertise to perform the duties of Municipal Emergency Management Coordinator; and

WHEREAS, the Mayor has recommended the appointment of Peter F. Smeraldo, Jr. as Municipal Emergency Management Coordinator for a three year term expiring on June 15, 2016;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Orange, County of Essex, and State of New Jersey, that Peter Smeraldo, Jr., Fire Chief, is hereby appointed as Municipal Emergency Management Coordinator.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Essex County Office of Emergency Management.

Karen J. Carnevale
Township Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

RESOLUTION

WHEREAS, on or about December 6, 2011, certain litigation captioned Sadlon, et al. v. The Pointe, et al., was commenced before the Superior Court of New Jersey, Law Division: Essex County, Docket No. ESX-L-9351-11 (the "Litigation"); and

WHEREAS, the Litigation named the Township as a co-defendant based upon the November 25, 1997 Developer's Agreement; and

WHEREAS, the Court denied a temporary restraining order; and

WHEREAS, the Court directed mediation; and

WHEREAS, Plaintiff asserted certain claims against the Township; and

WHEREAS, Barbara Weisman, Esq. was designated mediator; and

WHEREAS, the mediator conducted various sessions and participated in various communications between the parties; and

WHEREAS, pursuant to the mediation program, the mediation expenses are split evenly among the parties; and

WHEREAS, the mediator expended a total of 8.8 hours in this matter; and

WHEREAS, the mediator's total invoice is \$3,078.00; and

WHEREAS, the Township's portion of the invoice is \$1,026;

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that the Township be and is hereby authorized to pay Barbara Weisman, Esq., as mediator, the sum of \$1,026 in full satisfaction of all mediation expenses in this matter; and it is further

RESOLVED that a copy of this Resolution shall be advertised and available in accordance with applicable law.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

I hereby certify funds available from 01-2010-00-1402-060

John O. Gross, Chief Financial Officer

RESOLUTION

WHEREAS, pursuant to the rules promulgated by the New Jersey Council on Affordable Housing (“COAH”) with respect to affordability assistance and affordable housing trust funds, specifically N.J.A.C. 5:97-8.1, et seq. and Township Code § 25-18.22, the Township has instituted a Development Fee Fund to fund, among other affordable housing programs, the Township of West Orange Emergency Repairs Program (“WOERP”), as referenced in and authorized by N.J.A.C. 5:97-8.8(a)(1) and Township Code § 25-18.22(h)(3)(a); and

WHEREAS, the Daughters of Israel Geriatric Services, Inc. (the “Owner”) owns certain real property at Block 165, Lot 16 on the Township’s tax map, also known as the Jewish Federation Plaza at 748-750 Northfield Avenue (the “Property”); and

WHEREAS, the Owner has requested monies from the WOERP, in an amount not to exceed \$200,000, for emergency repairs to the Property in order to upgrade and correct any obsolete appliances and appurtenances in need of replacement in the commercial kitchen at the Property; and

WHEREAS, outdated and obsolete appliances in a commercial kitchen may pose a threat to the health and safety of the tenants; and

WHEREAS, such grants from the WOERP are provided to preserve the affordability of the units for the tenants; and

WHEREAS, Resolution 108-12 was adopted on May 29, 2012 and authorized the Owner to apply for and receive emergency repair monies from the WOERP; and

WHEREAS, the Township’s Affordability Assistance Program Administrator has reviewed the Owner’s request for a grant from the WOERP and has recommended the award of same; and

WHEREAS, the Owner has agreed to the terms set forth in an agreement annexed hereto as **Attachment “A”**;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Mayor shall be and hereby is authorized to execute the document(s) necessary to effectuate such agreement with the Owner, and the Municipal Clerk shall be and hereby is authorized to attest to the Mayor's signature; and be it further

RESOLVED that this award shall be published and available in the Clerk's Office for reasonable inspection in accordance with applicable law.

Karen J. Carnevale
Township Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

I hereby certify funds are available from:

Account No.

JOHN O. GROSS, CFO

GRANT AGREEMENT
THE TOWNSHIP OF WEST ORANGE EMERGENCY REPAIRS PROGRAM

THIS AGREEMENT, made this _____ day of _____, 2013, between THE **TOWNSHIP OF WEST ORANGE** (hereinafter referred to as "**Township**") and Daughters of Israel Geriatric Services, Inc. (hereinafter referred to as "**Owner**") whose principal address is 750 Northfield Ave., West Orange, New Jersey 07052, in the Township of West Orange, County of Essex, and the State of New Jersey.

WHEREAS, the Owner has requested monies for emergency repairs to its commercial kitchen at the Jewish Federation Plaza, located at 748-750 Northfield Avenue, West Orange, New Jersey 07052, also known as Block No. 165, Lot No. 16 in the Township of West Orange, County of Essex, and the State of New Jersey (the "Property"); and

WHEREAS, pursuant to the rules promulgated by the New Jersey Council on Affordable Housing with respect to affordability assistance and affordable housing trust funds, specifically N.J.A.C. 5:97-8.1, et seq., and Township Code § 25-18.22, the Township has instituted a Development Fee Fund/Ordinance in order to fund, among other affordable housing programs, the Township of West Orange Emergency Repairs Program (WOERP), as referenced in and authorized by N.J.A.C. 5:97-8.8(a)(1) and Township Code § 25-18.22(h)(3)(a); and

WHEREAS, the Owner requested monies from the WOERP for emergency repairs, the goal of which is to upgrade and correct any obsolete appliances and appurtenances in need of replacement in the commercial kitchen at the Property, as such can pose a threat to the health and safety of the tenants; and

WHEREAS, such assistance is provided to preserve the affordability of the units for the tenants; and

WHEREAS, said application has been reviewed by the Township and the Owner has been found to be eligible for assistance through the Township of West Orange Emergency Repairs Program; and

WHEREAS, the Owner represents that he/she will use the funds solely to perform Emergency Repair work on the Property as set forth herein and does not currently intend to convey, sell or otherwise transfer ownership of the Property for at least a ten (10) year period from the work completion date;

NOW THEREFORE, in reliance upon and in consideration of the mutual representations and obligations hereunder, Township and Owner agree as follows:

1. The Owner hereby agrees to make approved emergency repairs to the commercial kitchen at the Property .
2. The Owner's Architect has prepared a complete set of bid documents for this project based on the approval of this project by the Township's Planning Board (PB No. 12-18), which bid documents are attached hereto and made part of this Agreement as Schedule "A." Once the Owner has entered into a Construction Agreement(s) with the Contractor(s) to perform the emergency repair work as described herein, the Owner shall promptly notify the Township's Business Administrator and provide a copy of the contract(s) and the Contractor

estimate(s) of the work to be performed.

3. The Township agrees to make available to the Owner an Emergency Repair grant in the amount not to exceed Two Hundred Thousand Dollars (\$200,000.00) subject to the terms and conditions contained in this Agreement specifically set forth herein and the Construction Agreement(s).

4. The Owner represents that the Owner has obtained or has available sufficient funding for any and all construction costs that may exceed the maximum \$200,000 Emergency Repairs grant assistance under the West Orange Emergency Repairs program that may be necessary to complete the work set forth on Schedule A attached hereto, including any mutually agreed-upon change orders to this work or any other unanticipated work needed to complete any work item. The Owner understands and agrees that the Township will not assume any obligation to the Owner or the contractor for Program work that exceeds the maximum program grant of \$200,000. The Owner understands and agrees that any payment to the contractor for work required and/or agreed to that rises above the \$200,000 threshold will be the sole legal responsibility of the Owner to pay. If the cost of the work required is below \$200,000, the Township will retain all such leftover monies for the WOERP.

5. The Owner shall make payments directly to the Owner's contractor(s) in accordance with the payment schedule contained in Schedule A, subject to the Owner's approval of the contractor's work. The Township shall make payments from time to time directly to the Owner from Owner's Emergency Repair grant proceeds only after documentation has been provided by Owner to the Township that the contractor's/contractors' work has been completed and approved by Owner, and payment has been made to the contractor(s). Prior to any final payment(s) from the Township, the Owner shall provide documentation to the Township that any applicable final permits and/or building or construction department inspections have been satisfactorily completed.

6. The Owner shall allow the Township and its representatives access to the Property to inspect the work during all phases of construction.

7. The Owner agrees to comply with all local ordinances, regulations and statutes of the Township of West Orange and of the State of New Jersey and further agrees to indemnify and hold harmless the Township of West Orange from any and all suits, claims, damages or actions arising out of the performance of this Agreement, including any legal fees and costs incurred. The term "Township of West Orange" is defined to mean the Township and all its officials, employees, agents and representatives, contractors and consultants.

[Seal]

TOWNSHIP OF WEST ORANGE

ATTEST:

Mayor,
Township of West Orange

Date: _____

DAUGHTERS OF ISRAEL GERIATRIC SERVICES, INC.

WITNESS

Name:
Title:

Date: _____

720476_1

RESOLUTION

WHEREAS, The Township of West Orange, through the West Orange Emergency Repairs/Energy Efficiency Program, under the mandatory Affordability Assistance requirements of the Council on Affordable Housing (COAH), offers monetary assistance to homeowners who have affordability controls on their homes and to other affordable properties that are part of the Township's approved Fair Housing Plan in order to provide Emergency Repairs and improve the Energy Efficiency and lower their energy costs; and

WHEREAS, West Orange Township has prepared an Emergency Repairs/Energy Efficiency Program Operating Manual to establish rules for the operation of the program.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that the Emergency Repairs/Energy Efficiency Program Operating Manual is hereby adopted for use by the Township in implementing this program.

Karen J. Carnevale
Municipal Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

RESOLUTION

WHEREAS, the Township of West Orange advertised for bids pursuant to the New Jersey Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq) for Lighting Improvements, West Orange High School, Joseph Soriano Track and Football Field, Conforti Avenue and Carteret Street; and

WHEREAS, at the date, time and place advertised for the opening of said bids, Tuesday, April 16, 2013 at 3:30 P.M. in the Council Chambers of the West Orange Municipal Building, the Township did receive three (3) bids; and

WHEREAS, the Bid Documents contained a Base Bid and three Alternates No. 1, No. 2 and No. 3; and

WHEREAS, the Base Bid was the cost for providing and installing all equipment to maintain a lighting level of 50 footcandles across the field; and

WHEREAS, Alternate No. 2 was a deduction from the Base Bid should the Township provide equipment as manufactured by Musco Sports Lighting, LLC of Oskaloosa, Iowa to maintain a lighting level of 50 footcandles across the field; and

WHEREAS, Alternate No. 1 and Alternate No. 3 were similar to the Base Bid and Alternate No. 2 except the lighting equipment specified was to maintain a 30 footcandle lighting level across the field; and

WHEREAS, the Municipal Engineer by letter dated June 4, 2013 determined the least expensive manner to provide lighting for the Joseph Soriano Track and Football Field was for the Township of West Orange to supply equipment as manufactured by Musco Sports Lighting, LLC and purchased through a National Cooperative Purchasing Network known as the Keystone Purchasing Network (KPN); and

WHEREAS, the same letter recommends providing a maintained lighting level of 50 footcandles which meet or exceed the minimum lighting requirements for lacrosse, football and soccer; and

WHEREAS, the Municipal Engineer recommends the selection of the Base Bid of \$267,000.00 and Alternate No. 2 which is a deduct of \$156,000.00 for a net amount of \$111,000.00 as submitted by Quality Electrical Construction, Co., 290 Laurel Avenue, West Keansburg, New Jersey 07734 who is the lowest responsible bidder; and

WHEREAS, the cost of the equipment to be purchased by the Township from Musco Sports Lighting, LLC through the KPN to maintain a 50 footcandle lighting level is \$146,734.00 which brings the project's cost to \$257,734.00 or \$9,266.00 less than the cost if Quality Electrical Construction, Co., supplied the lighting equipment; and

WHEREAS, the Township Council concurs with recommendation of the Municipal Engineer as contained in his June 4, 2012 letter.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the contract for the West Orange High School, Joseph Soriano Track and Football Field Lighting Improvements, Conforti Avenue and Carteret Street is hereby awarded to:

QUALITY ELECTRICAL CONSTRUCTION CO.

290 LAUREL AVENUE

WEST KEANSBURG, NEW JERSEY 07734

in the amount of \$111,000.00 for the Base Bid and Alternate No. 2 (\$267,000.00 less \$156,000.00).

BE IT FURTHER RESOLVED that Certified Checks and/or Bid Bonds of all except the lowest responsible bidder be forth with returned and the Mayor and Township Clerk be and they hereby are respectively authorized to execute and attest a contract.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

I hereby certify funds are available from: _____
Account Number(s)

John Gross, Chief Financial Officer

RESOLUTION

WHEREAS, the Township of West Orange desires to provide athletic field lighting improvements at the West Orange High School, Joseph Soriano Track and Football Field, Conforti Avenue and Carteret Street; and

WHEREAS, the Township has used lighting equipment manufactured by Musco Sports Lighting, LLC of Oskaloosa, Iowa at other outdoor sports facilities including tennis courts, baseball and softball fields and soccer fields; and

WHEREAS, to facilitate Boards of Education and government agencies, including municipalities, to purchase sports lighting equipment without the need to prepare plans, specifications and public bid documents, Musco Sports Lighting, LLC provided pricing to a National Cooperative Purchasing Network known as the Keystone Purchasing Network (KPN) in Pennsylvania; and

WHEREAS, New Jersey Municipalities and Boards of Education may join the KPN; and

WHEREAS, Musco Sports Lighting, LLC provided the Township of West Orange with the following price quotation valid through February 28, 2014:

Track and Football Field Lighting, 50 Footcandles Average Maintained Level

**Four precast concrete bases
Two 70 foot long galvanized steel poles
Two 80 foot long galvanized steel poles
Remote electrical component enclosure s
Pole length wire harnesses
48 factory aimed and assembled luminaires**

\$146,734.00

WHEREAS, the Township advertised for bids for lighting improvements for the Joseph Soriano Track and Football Field which required the bidder to provide a total installation cost including equipment and a deduct for lighting equipment purchased by the Township through the Keystone Purchasing Network; and

WHEREAS, the Municipal Engineer and the Township Purchasing Agent reviewed the costs associated with the purchase of lighting equipment through the KPN; and

WHEREAS, both the Municipal Engineer and the Purchasing Agent determined the pricing through the KPN will result in a lower project cost than if the low bidder for the project supplied the lighting equipment; and

WHEREAS, the Township complied with the State requirements for purchasing through National Cooperatives including cost savings over the competitive bid process, compliance with “fair and open” criteria and published a Notice of Intent to Award a Contract under a National Cooperative Purchasing Agreement; and

WHEREAS, the Municipal Engineer recommends awarding a contract to Musco Sports Lighting, LLC to supply sports lighting equipment for the Joseph Soriano Track and Football Field, West Orange High School, and

WHEREAS, this equipment will be installed by a contractor who is awarded the contract for West Orange High School, Joseph Soriano Track and Football Field Lighting Improvements by a Resolution of the West Orange Township Council; and

WHEREAS, the Township Council concurs in the foregoing.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that a contract to supply sports lighting equipment for West Orange High School, Joseph Soriano Track and Football Field, Conforti Avenue and Carteret Street, be awarded to Musco Sports Lighting, LLC, 100 1st Avenue W, Oskaloosa, Iowa 52577-3244 in accordance with the attached proposal for a 50 footcandle maintained light level for an amount not to exceed \$146,734.00.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

I hereby Certify funds are available from:

Account Numbers

John Gross, Chief Financial Officer

RESOLUTION

WHEREAS, the Township of West Orange advertised for bids pursuant to the New Jersey Local Public Contracts Law (N.J.S.40A:11-1 et seq) for Ridgeway Park Site and Landscape Improvements West Orange, New Jersey ;and

WHEREAS, as the date, time and place advertised for the opening of said bids the Township received twelve (12) bids; and

WHEREAS, the Township Engineer reported that the successful bidder strictly complied with the bid specifications and is the lowest responsible bidder; and

WHEREAS, the Township Council has considered said bids and has further considered the recommendation of the Township Engineer as to the award of said bid.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the contract for the Ridgeway Park Site and Landscape Improvements is hereby awarded to:

Scalora Brothers, Inc. T/A Scalora Landscaping

382 LACKAWANNA PLACE

SOUTH ORANGE, NEW JERSEY 07079

in the amount of \$406,481.00 for the Base Bid, Alternate No. 3 and Alternate No. 4.

BE IT FURTHER RESOLVED that Certified Checks and/or Bid Bonds of all except the lowest responsible bidder be forthwith returned and the Mayor and Township Clerk be and they hereby are respectively authorized to execute and attest a contract for the foregoing.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

I hereby certify funds are available from:

Account No.

John O. Gross, CFO

R E S O L U T I O N

WHEREAS, the Township of West Orange desires to improve property it owns on Ridgeway Avenue by creating a neighborhood park; and

WHEREAS, the plans prepared by the Landscape Architecture Firm of Barreto/Dowd of Howell, New Jersey entitled Ridgeway Park Site and Landscape Improvements include site lighting; and

WHEREAS, the local electric utility, Public Service Electric and Gas (PSE&G) for a fee will supply and install the lighting fixtures specified in the plans; and

WHEREAS, upon their installation PSE&G will maintain the lighting fixtures and wiring and the Township will pay PSE&G a monthly fee for this which includes the cost of electricity to operate the lighting fixtures; and

WHEREAS, PSE&G submitted the attached proposal for supplying and installing 6 post lights and 16 bollard lights for a cost of \$45,364.42; and

WHEREAS, the Municipal Engineer recommended the award of a contract to PSE&G for this work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW, THEREFORE BE IT RESOLVED by the Township Council of West Orange that a contract be awarded to the local utility company, Public Service Electric and Gas, to install site lighting in the new Ridgeway Park consisting of 6 Post lamps and 16 bollard lights in accordance with the attached proposal for a fee of \$45,364.42.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

I hereby certify funds are available from:

Account No.

John O. Gross, CFO

BIDDERS LIST
RIDGEWAY PARK SITE & LANDSCAPE IMPROVEMENTS
BASE BID ONLY

- | | | |
|-----|--|------------------------------|
| 1. | Scalora Construction Services
382 Lackawanna Place
South Orange, New Jersey 07079 | \$346,376.00
Bid Bond 10% |
| 2. | Zenith Constructions Services, Inc.
365 Thomas Blvd
Orange, New Jersey 07050 | \$383,000.00
Bid Bond 10% |
| 3. | KM Construction
37 Normandy Place
Irvington, New Jersey 07111 | \$409,120.00
Bid Bond 10% |
| 4. | Your Way Construction
404 Coit Street
Irvington, New Jersey 07029 | \$430,808.00
Bid Bond 10% |
| 5. | T. Flotakis Construction LLC
197 Central Avenue
Edison, New Jersey 08817 | \$447,150.00
Bid Bond 10% |
| 6. | Let It Grow, Inc.
52 Ackerson Street
River Edge, New Jersey 07661 | \$448,000.00
Bid Bond 10% |
| 7. | Tec-Con
9 Dodd Street
East Orange, New Jersey 07017 | \$469,155.00
Bid Bond 10% |
| 8. | Hellios Construction, Inc.
1321A Allenhurst Avenue
Ocean, New Jersey 07712 | \$473,743.00
Bid Bond 10% |
| 9. | JC Landscape Construction &
Management Co., Inc.
8 Industrial Road
Pequannock, New Jersey 07440 | \$498,412.60
Bid Bond 10% |
| 10 | A-Tech Concrete Co.
11 Taylor Road
Edison, New Jersey 08817 | \$498,435.00
Bid Bond 10% |
| 11. | J. A. Alexander, Inc.
130-158 John F. Kennedy Drive
Bloomfield, New Jersey 07003 | \$530,000.00
Bid Bond 10% |
| 12. | The Shauger Group, Inc.
429 Dodd Street | \$550,000.00
Bid Bond 10% |

East Orange, New Jersey 07017

RESOLUTION
ABANDONED CAR AUCTION

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.

BE IT RESOLVED, by the Township Council of the Township of West Orange that the following recovered motor vehicles will be sold at Public Auction as described below:

The Purchasing Agent is hereby authorized to sell ten (10) transferable vehicle title(s) in the manner set forth in N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157. Date and time of sale is scheduled for Tuesday June 25, 2013 at 2:00 PM in following location:

Twin Towing
1 Lakeside Avenue
West Orange, NJ 07052

The Purchasing Agent is hereby authorized to sell five (5) transferable vehicle title(s) in the manner set forth in N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157. Date and time of sale is scheduled for Tuesday June 25, 2013 at 3:00 PM in following location:

Select Towing
52 Washington Street
West Orange, NJ 07052

Karen J. Carnevale
Municipal Clerk

Victor Cirilo
Council President

ABANDONED CAR AUCTION NOTICE

In accordance with N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157 the Township of West Orange will hold for sale at public auction on Tuesday June 25, 2013 at 2:00 pm prevailing time, the vehicles listed below. Sale will be held and vehicles may be inspected at Twin Towing, Inc., 1 Lakeside Avenue, West Orange, NJ 07052.

<u>YEAR</u>	<u>MAKE</u>	<u>VEHICLE ID</u>
1996	VOLK	3VWWA81HXTM107632
1997	HON	JHMCD563XVC016064
1997	KIA	KNAFA1252V5309868
1994	HON	JHMEH9696RS005700
1999	OLD	1G3NB52J2X6307115
1994	DOD	1B4GH54R6RX342308
1997	PLY	1P4GP45R2VB452824
1996	OLDS	1G3WH52M6TF357247
1999	CHE	2G1WL52M7X9135628
1994	TOY	JT2AE04B2R0078528

In accordance with N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157 the Township of West Orange will hold for sale at public auction on Tuesday June 25, 2013 at 3:00 pm prevailing time, the vehicles listed below. Sale will be held and vehicles may be inspected at Select Towing, 52 Washington Street, West Orange, NJ 07052.

<u>YEAR</u>	<u>MAKE</u>	<u>VEHICLE ID</u>
2001	FOR	1FMRU15W01LB50703
1999	CHE	2G1WL52M7X9135628
2000	MER	1ZWFT61L6Y5636345
1992	BUI	3G4AG54N3NS607265
1998	CHR	1C4BP64L2WB612991

All of the above vehicles shall be sold as transferable titles. Sales are subject to payment of all accumulated towing and storage charges. A 25% deposit will be required in cash and the balance payable in payable in 24 hrs. Vehicles will be removed from the storage premises at buyer's expense within 48 hours of the sale date.

Anne DeSantis
Purchasing Agent

Notice to be published in WO Chronicle 06/13/13

**RESOLUTION
2013 ATHLETIC EQUIPMENT & CLOTHING**

WHEREAS, the Township of West Orange Department of Recreation shall purchase sports equipment and apparel for their various athletic programs; and

WHEREAS, the annual cost for such purchases could exceed the Townships bid threshold of \$36,000.00; and

WHEREAS, the Township Purchasing Agent did advertise pursuant to the Local Public Contracts Law 40A:11-23 and received seven bids on May 8, 2013 for the 2013 season; and

WHEREAS, six submissions were responsive and responsible and reviewed by the Purchasing Agent and the West Orange Recreation Department whom both recommend the vendor with the majority of items totaling the least cost; and

WHEREAS, pursuant to the Local Public Contracts Law 40A:11-15 this contract shall be awarded for a period not to exceed 24 consecutive months.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of West Orange that the purchase of the 2013 Athletic Equipment and Clothing Bid shall be awarded to: Mike Shannon Sports, 1010 Edgehill Terrace, Whippany, NJ 07981 in the amount not to exceed \$30,000.00.

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized to arrange to pay for the foregoing in accordance with the terms of said Purchase Order on behalf of the Township of West Orange from funds available through the approved 2013 operating budget.

Karen J. Carnevale
Municipal Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

**I hereby certify funds to be available in the 2013 Budget
from the following accounts for: 01-2010-00-9102-117
01-2010-00-9302-208
08-2010-55-5022-114**

John O. Gross, Chief Financial Officer

RESOLUTION

WHEREAS, the Township of West Orange is desirous to implement a Government Energy Aggregation (GEA) program for Township residents. The GEA program will allow West Orange residents to realize a savings on their gas and electric bills while remaining a PSE&G consumer; and

WHEREAS, the services of a professional consulting firm is essential to aid the Township with all the steps necessary to implement a Township wide program of this nature; and

WHEREAS, the Township did advertise for such services and on the submission date of April 10, 2013 did receive one proposal from Gabel Associates, Inc., 417 Denison Street, Highland Park, New Jersey 08904; and

WHEREAS, Gabel Associates is a qualified Government Energy Aggregation Consultant who has demonstrated a positive track record related to electric and natural gas procurement on behalf of the local units in the State of New Jersey, and

WHEREAS, there will be no cost to the Township for these services and an agreement attachment A is a part of this resolution.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that a professional services contract is awarded to the firm Gabel Associates, Inc. to provide Government Energy Aggregation services in accordance with their proposal and agreement attached hereto.

BE IT FURTHER RESOLVED that a copy of this resolution be published in the West Orange Chronicle as required by law within ten (10) days of its passage.

Karen J. Carnevale
Municipal Clerk

Victor Cirilo
Council President

Adopted: June 11, 2013

RESOLUTION

WHEREAS, the Township of West Orange has the need to purchase network computer equipment and software for the purpose of consolidation by creating a Local Area Network (LAN); and

WHEREAS, the Township of West Orange, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under any contract for such goods or services entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of West Orange intends to purchase Dell computer equipment and software from Dell Marketing WSCA/NASPO Contract #B7160 and State Contract #70256/WN88ABZ in an amount not to exceed \$125,000.00.

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of West Orange hereby authorizes the contract with Dell Marketing

BE IT FURTHER RESOLVED, that the Business Administrator is hereby authorized to arrange to pay for the foregoing in accordance with the terms of said Purchase Order on behalf of the Township of West Orange from funds certified by the Chief Financial Officer.

Karen J. Carnevale, Municipal Clerk

Victor Cirilo, Council President

Adopted: June 11, 2013

I hereby certify funds available in 2013 budget-Account #_____

John O. Gross, Chief Financial Officer

BOND ORDINANCE AMENDING BOND ORDINANCE
2366-12 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL
OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY ON
DECEMBER 18, 2012.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the Township Council of the Township of West Orange, in the County of Essex, New Jersey (the "Township") entitled "Bond Ordinance Reappropriating \$1,606,799.25 Proceeds Of Obligations Not Needed For Their Original Purposes For The Acquisition Of Various Improvements By The Township Of West Orange, New Jersey " finally adopted on December 18, 2012 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 2 of the Ordinance with respect to the field lighting and concession stand is hereby amended in its entirety as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>
Joseph Suriano Field Lighting	\$275,000
Concession Stand West Orange High School	\$275,000

Section 3. The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

Section 4. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

First Reading: May 21, 2013

Final Reading: June 7, 2013

Robert D. Parisi
Mayor

Victor Cirilo
Council President

Approved as to form and legality
on the basis of the facts set forth.

Karen J. Carnevale
Municipal Clerk

2377-13
Township of West Orange

NOTICE

The Bond Ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of West Orange, New Jersey, held on May 21, 2013. It will be further considered for final passage after public hearing thereon at a meeting of said Township Council to be held at the Municipal Building, 66 Main Street, in said Township on June 7, 2013 at 7 o'clock p.m. and during the week prior to and up to and including the date of such meeting, copies of said Bond Ordinance will be made available at the Clerk's Office to the members of the general public who shall request the same.

KAREN J. CARNEVALE
Municipal Clerk

Township of West Orange
2377-13

STATEMENT

THE BOND ORDINANCE PUBLISHED HEREWITH HAS BEEN FINALLY ADOPTED ON JUNE 7, 2013 AND THE 20-DAY PERIOD OF LIMITATION WITHIN WHICH A SUIT, ACTION OR PROCEEDING QUESTIONING THE VALIDITY OF SUCH ORDINANCE CAN BE COMMENCED, AS PROVIDED IN THE LOCAL BOND LAW, HAS BEGUN TO RUN FROM THE DATE OF THE FIRST PUBLICATION OF THIS STATEMENT.

KAREN J. CARNEVALE
MUNICIPAL CLERK

ORD. 2377-13

BOND ORDINANCE
AMENDING BOND ORDINANCE #2366-12

N/A Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the ordinance. This should show filing in the Clerk's office as well as in Trenton.

N/A Down Payment Certificate.

_____ Certified copy of the minutes of the meeting of the Township Council held _____ showing introduction of the ordinance.

_____ Affidavit of Publication in local newspaper following introduction of the ordinance.

_____ Certified copy of the minutes of the meeting of the Township Council held _____ showing public hearing and final adoption of the ordinance.

_____ Affidavit of Publication in local newspaper following final adoption of the ordinance.

_____ Clerk's Certificate executed no sooner than 21 days following final publication of the ordinance.

EXTRACT from the minutes of a Public meeting of the Township Council of the Township of West Orange, in the County of Essex, New Jersey held at the Municipal Complex in the Township of West Orange on May 21, 2013 at 7 o'clock p.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, KAREN J. CARNEVALE, Township Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on May 21, 2013 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2013.

KAREN J. CARNEVALE, Municipal Clerk

(SEAL)

EXTRACT from the minutes of a Public meeting of the Township Council of the Township of West Orange, in the County of Essex, New Jersey held at the Municipal Complex in the Township of West Orange on June 7, 2013 at 7 o'clock p.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, KAREN J. CARNEVALE, Township Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on June 7, 2013 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2013.

KAREN J. CARNEVALE, Township Clerk

(SEAL)

CLERK'S CERTIFICATE

I, KAREN J. CARNEVALE, Township Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (herein called the "Local Unit"). In this capacity I have the responsibility to maintain the minutes of the meetings of the governing body of the Local Unit and the records relative to all ordinances and resolutions of the Local Unit. The representations made herein are based upon the records of the Local Unit.

2. Attached hereto is a true and complete copy of an ordinance passed by the governing body of the Local Unit on first reading on May 21, 2013 and finally adopted by the governing body on June 7, 2013, and where necessary approved by the Mayor on__ - .

3. On May 23, 2013 a copy of the ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the municipality who requested copies, up to and including the time of further consideration of the ordinance by the governing body, was posted in the principal municipal building of the Local Unit at the place where public notices are customarily posted. Copies of the ordinance were made available to all who requested them;

4. A certified copy of this ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the ordinance, a copy of which is attached hereto, was duly published on June 9, 2013. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to

me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this _____ day of _____, 2013.

KAREN J. CARNEVALE,
Township Clerk

[SEAL]