

1. Conference Meeting Agenda

Documents: [CA11.25.14.PDF](#)

2. Public Meeting Agenda

Documents: [PM11.25.14.PDF](#)

3. Resolution(S)

3.I. 204-14

Documents: [204-14 RESOLUTION FOR 2 CHEVY TAHOES.PDF](#)

3.II. 205-14

Documents: [205-14 SANTA CLAUS-ROCK SPRING.PDF](#)

3.III. 206-14

Documents: [206-14 RAFFLE LICENSES-11.25.14.PDF](#)

3.IV. 207-14

Documents: [207-14 DISCHARGE OF MORTGAGE RESOLUTION-45 LOWELL AVENUE.PDF](#), [207-14 DISCHARGE DOC 45 LOWELL AVENUE.PDF](#)

3.V. 208-14

Documents: [208-14 LFB RESOLUTION - NJEIT WEST ORANGE 2015.PDF](#)

3.VI. 209-14

Documents: [209-14 DISCHARGE OF MORTGAGE - 17 ASPEN ROAD.PDF](#), [209-14 - DISCHARGE DOC 17 ASPEN ROAD.PDF](#)

3.VII. 210-14

Documents: [210-14 RESOLUTION FOR NEW VEHICLES - 2015 GMC YUKON.PDF](#)

4. Ordinance(S) On Second And Final Reading

4.I. 2429-14

Documents: [2429-14 ORDINANCE ALTERNATE SIDE PARKING REGULATIONS CARY STREET 2.PDF](#)

4.II. 2430-14

Documents: [2430-14 AMENDING CHAPTER 7-SUBSECTION 7-19 TRAFFIC-LINCOLN AVE.PDF](#)

4.III. 2431-14

Documents: [2431-14 AMENDING CHAPTER 7 SUBSECTION 7-20 TRAFFIC-JAMES COURT AND ALAN STREET.PDF](#)

5. Ordinance(S) On First Reading

5.I. 2432-14

Documents: [2432-14 CREATING CHAPTER 14 SECTION 20-DUTIES AND RESPONSIBILITIES OF FORECLOSING.PDF](#)

5.II. 2433-14

Documents: [2433-14 -W.O. 2,284,702 - 23 TAX APPEAL REFUNDING BOND ORDINANCE \(2\).PDF](#)

COUNCIL COMMITTEE CONFERENCE MEETING

AGENDA

Council Chambers - 66 Main Street, West Orange, NJ

November 25, 2014

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 22, 2013. 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 22, 2013.

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

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6:30 P.M

- a. Presentation: "Coffee with a Cop"
- b. Megan Brill-Downtown West Orange Alliance
- c. **Update**-Public Information Officer

Council Liaison Announcements

7:00 P.M.

- **Public Meeting**

AGENDA
Tuesday, November 25, 2014
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 22, 2013. 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 22, 2013.

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)

- 1. Pledge of Allegiance**
- 2. Roll Call – Councilman Cirilo, Councilman Guarino, Councilman Krakoviak, Councilwoman Spango, Council President McCartney (Mayor Parisi)**
- 3. Public Comment**
- 4. *Consent Agenda**
- 5. *Approval of Minutes of Previous Meeting – Public Meeting October 21, 2014 and November 10, 2014**
- 6. *Report of Township Officers-None**
- 7. *Reading of Petitions and Communications and Bids-Planning Board Recommendations to Council Regarding Proposed Changes to Site Plan and Technical Review Procedures**
- 8. *Bills**
- 9. *Resolutions**
 - a. 204-14 Resolution to Authorize Purchase of Two NJ State Contract # 82926 Tahoe SSV 4x4 Patrol Vehicles
 - b. 205-14 Resolution Authorizing a Helicopter Permit for Rock Spring County Club – Arrival of Santa Claus
 - c. 206-14 Resolution Authorizing Raffle Licenses
 - d. 207-14 Resolution Authorizing a Discharge of Mortgage for Property at 45 Lowell Avenue, Block 44.02, Lot 18
 - e. 208-14 Resolution of the Township of West Orange Directing Application be Made to the Local Finance Board Pursuant to NJSA 58:11B-9(a), 40A:2-26(e), 40A:2-7(d) and 40A:2-11(c)
 - f. 209-14 207-14 Resolution Authorizing a Discharge of Mortgage for Property at 17 Aspen Rd., Block 164.07, Lot 11
 - g. 210-14 Resolution to Authorize the Purchase of One 2015 GMC Yukon in the Amount of \$51,123.00 through the Essex County Cooperative

10. Ordinances on Second and Final Reading

- a. 2429-14 An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-12, Parking Prohibited for Street Cleaning and Maintenance Subsection 7-14.1c, Night Parking Restricted on Certain Streets and Subsection 7-14.7, Alternate Side Parking, of the Revised General Ordinances of the Township of West Orange-Cary Street
- b. 2430-14 An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-19, Through Streets, of the Revised General Ordinances of the Township of West Orange-Lincoln Avenue
- c. 2431-14 An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-20, Stop Intersections, of the Revised General Ordinances of the Township of West Orange – James Court and Alan Street and Mountain Drive and Highwood Road

11. Ordinances on First Reading

- a. 2432-14 An Ordinance Creating Chapter 14, Section 20 of the Revised General Ordinances of West Orange, Entitled “Duties and Responsibilities of Foreclosing Creditor”
- b. 2433-14 Refunding Bond Ordinance Providing for Payment of Amounts Owing to Others for Taxes Levied in and by the Township of West Orange, In the County of Essex, New Jersey, Appropriating \$2,284,702 Therefor and Authorizing the Issuance of \$2,284,702 Bonds or Notes of the Township for Financing the Cost Thereof

12. ABC Hearing-None

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)**

Agenda is subject to change.

RESOLUTION

**TO AUTHORIZE PURCHASE OF (2) 2014 CHEVROLET TAHOES IN THE
AMOUNT OF \$69,203.12 THROUGH NEW JERSEY STATE CONTRACT No.
82926**

WHEREAS, the Township of West Orange (“Township”) must continue to add new vehicles to its fleet to maintain an optimal number for service; and

WHEREAS, the West Orange Police Department currently has a need to repurpose some of its vehicles and purchase (2) 2014 Chevrolet Tahoe’s 4WD 4dr 1500 Commercial; and

WHEREAS, the State of New Jersey did go out to bid for cooperative pricing for such goods and services and can provide municipalities with cost savings; and

WHEREAS, the vehicles mentioned can be purchased through the New Jersey State Contract No. 82926 T-2776 from Municipal Equipment Enterprises, 1600 Golden Mile Hwy, Monroeville, PA 15146 in the amount of \$34,601.56 each for a total of \$69,203.12; and

WHEREAS, pursuant to the provision made in the Local Public Contracts Law N.J.S.A. 40A:11-5(2) the Township as a Local Government Unit, may without advertising for bids, purchase any goods or services under any contract for such goods or services entered into on behalf of the State of New Jersey, County or Municipality thereof; and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of West Orange who hereby authorizes the Purchasing Agent, on behalf of the Township to issue and execute a Purchase Order in the amount of \$69,203.12 to Municipal Equipment Enterprises, 1600 Golden Mile Hwy, Monroeville, PA 15146 with funds received from the Federal Forfeiture Program.

Karen J. Carnevale, Municipal Clerk

Susan McCartney Council President

Adopted: November 25, 2014

**I hereby certify funds available:
Account No. 18-6030-00-0590-100
Federal Forfeiture Fund**

John O. Gross, Chief Financial Officer

RESOLUTION

WHEREAS, for many years the Rock Spring Club (“the Club”), located at 90 Rock Spring Road, West Orange, NJ 07052, has arranged for a small helicopter to land on the grounds of the Club to deliver Santa Claus to Club members and their guests in attendance for a holiday celebration; and

WHEREAS, this year’s annual Santa Claus event is scheduled for Sunday, December 14, 2014; and

WHEREAS, Santa’s reindeer, Rudolph, et als., are not available for the trip at this time of year as they must be well-rested in preparation for their big Christmas Eve Gala event; and

WHEREAS, Santa Claus has again graciously agreed to make arrangements to travel by small helicopter to attend the Club’s annual holiday celebration; and

WHEREAS, the New Jersey Department of Transportation, Division of Aeronautics, Inspection & Aircraft Operation, not wanting to be Scrooge-like and instilled with the spirit of Christmas, does permit and has in the past permitted helicopter landings such as these on country club property when approved pursuant to its application process; and

WHEREAS, the Club, or someone on its behalf, will prepare the required Application for Temporary Aeronautical Facility License for submission to the New Jersey Department of Transportation, and which must be accompanied by, among other documents and things which the Club will provide, a “letter, statement, or certificate from the appropriate governing body which states there is no objection to the issuance of a temporary license (mandatory for all temps)”;

WHEREAS, for this event, the appropriate governing body is the Township Council of the Township of West Orange; and

WHEREAS, in order to accommodate the Club, and relying upon the Club’s experience with this tradition and its assurance that all appropriate security and safety precautions will be taken, the Council President and Members wish to approve and adopt this Resolution in order that Rock Spring Club can include it as an attachment to its application as required and continue this holiday tradition;

NOW, THEREFOR, BE IT RESOLVED, that the West Orange Township Council, the governing body for the Township of West Orange, New Jersey, does and hereby states that it has no objection to the issuance of a Temporary Aeronautical Facility License to the Rock Spring Club, located at 90 Rock Spring Road, West Orange, NJ 07052, for the purpose of permitting transportation and delivery of Santa Claus to the Club at approximately 1:30 p.m., on Sunday, December 14, 2014, for participation in the Club’s traditional Christmas celebration.

Susan McCartney, Council President

Karen J. Carnevale, Municipal Clerk

Adopted: November 25, 2014

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>
PTA Mt. Pleasant School Off Premise Merchandise	12.8.14	9 Manger Road	7126
PTA St. Cloud Tricky Tray	1.23.15 1.30.15 (snow date)	71 Sheridan Ave.	7127

Susan McCartney
Council President

Karen J. Carnevale
Municipal Clerk

Adopted: November 25, 2014

RESOLUTION

WHEREAS, September 2, 2005 a mortgage was filed by the Township under the West Orange Housing Rehabilitation Program, against Edna Foster (the Owner) who owned 45 Lowell Avenue in the Township of West Orange known as Block 44.02, Lot 18 (the Property); and

WHEREAS, the mortgage was in the amount of \$15,000.00 payable whenever this Property was sold or the title transferred; and

WHEREAS, the Owner(s) have indicated that they have repaid the entire amount of the Mortgage plus a \$2000.00 administrative fee on or about August 4, 2009 and

WHEREAS, the Department of Planning and Development has reviewed their files and found that the mortgage filed against the Property in the amount of \$15,000.00 and administrative fee of \$2000.00 has been paid in full;

NOW, BE IT RESOLVED THAT THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that the Mayor be and is hereby authorized to execute a Discharge of Mortgage with regard to the Property; and it is further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor's signature on the Discharge of Mortgage concerning the Property.

Karen J. Carnevale, Municipal Clerk

Susan McCartney, Council President

Adopted: November 25, 2014

DISCHARGE OF MORTGAGE

A certain Mortgage dated September 2, 2005, was made by Edna Foster, 45 Lowell Avenue, West Orange, N.J. to the Township of West Orange.

This Mortgage was made to secure payment of \$15,000.00. It was recorded or registered in the office of the county recording officer of Essex County, State of New Jersey, on October 18, 2005 in Mortgage Book 10807, Page 51.

1. This Mortgage has been PAID IN FULL or otherwise SATISFIED and DISCHARGED. It may now be discharged of record. This means that this Mortgage is now canceled and void.

2. I sign and Certify to this Discharge of Mortgage on

Witnessed or Attested by:

Mayor Robert D. Parisi

STATE OF NEW JERSEY, COUNTY
OF ESSEX CERTIFY THAT ON

SS

personally came before me and stated to my satisfaction that this person (or if more than one, each person):

- (a) Was title maker of the attached instrument;
- (b) Executed this instrument as his or her own act

STATE OF NEW JERSEY, COUNTY
OF ESSEX CERTIFY THAT ON

SS

Personally came before me and stated to my satisfaction that this person (or if more than one, each person):

- (a) was maker of the attached instrument
- (b) was authorized to and did execute this instrument as of the entity name in this instrument, and;
- (c) execute this instrument as the act of the entity named in this instrument.

Record and Return to:

RESOLUTION OF THE TOWNSHIP OF WEST ORANGE
DIRECTING APPLICATION BE MADE TO THE LOCAL FINANCE
BOARD PURSUANT TO N.J.S.A. 58:11B-9(a), 40A:2-26(e), 40A:2-
7(d) and 40A:2-11(c).

WHEREAS, THE TOWNSHIP OF WEST ORANGE (the "Township") desires to make application to the Local Finance Board for its review of a proposed project financing in connection with a loan through the New Jersey Environmental Infrastructure Trust for a capital assessment from the Joint Meeting of Essex and Union Counties, waiver of down payment and approval to use a non-conforming maturity schedule; and

WHEREAS, THE TOWNSHIP OF WEST ORANGE believes that:

- (a) it is in the public interest to accomplish such purposes,
- (b) said purposes or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit or units,
- (c) the amounts to be expended for said purposes or improvements are not unreasonable or exorbitant,
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit or units and such purposes or improvements will not cause any undue financial burden to be placed upon the local unit or units,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF WEST ORANGE, as follows:

Section 1. Application to the Local Finance Board for consideration by said Board of the Township's proposed project financing, waiver of down payment and waiver for a non-conforming maturity schedule is hereby approved and the Township's Bond Counsel, along with the other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in the matters pertaining thereto.

Section 2. The Clerk of the Township is hereby directed to cause a copy of this resolution to be filed with the Local Finance Board as a part of such application.

RECORDED VOTE:

AYE

NO

ABSTAIN

ABSENT

Karen J. Carnevale
Municipal Clerk

Susan McCartney
Council President

Adopted: November 25, 2014

209-14
November 25, 2014

RESOLUTION

WHEREAS, October 10, 2005 a mortgage was filed by the Township under the West Orange Housing Rehabilitation Program, against Ruth Sickinger (the Owner) who owned 17 Aspen Road in the Township of West Orange known as Block 164.07, Lot 11 (the Property); and

WHEREAS, the mortgage was in the amount of \$14,000.00 payable whenever this Property was sold or the title transferred; and

WHEREAS, the Owner(s) have indicated that they have repaid the entire amount of the Mortgage plus a \$2000.00 administrative fee on or about November 17, 2014 and

WHEREAS, the Department of Planning and Development has reviewed their files and found that the mortgage filed against the Property in the amount of \$14,000.00 and administrative fee of \$2000.00 has been paid in full;

NOW, BE IT RESOLVED THAT THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that the Mayor be and is hereby authorized to execute a Discharge of Mortgage with regard to the Property; and it is further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor's signature on the Discharge of Mortgage concerning the Property.

Karen J. Carnevale, Municipal Clerk

Susan McCartney, Council President

Adopted: November 25, 2014

DISCHARGE OF MORTGAGE

A certain Mortgage dated October 10, 2005, was made by Ruth Sickinger, 17 Aspen Road, West Orange, N.J. to the Township of West Orange.

This Mortgage was made to secure payment of \$14,000.00. It was recorded or registered in the office of the county recording officer of Essex County, State of New Jersey, on December 14, 205 in Mortgage Book 10928, Page 949.

1. This Mortgage has been PAID IN FULL or otherwise SATISFIED and DISCHARGED. It may now be discharged of record. This means that this Mortgage is now canceled and void.

2. I sign and Certify to this Discharge of Mortgage on

Witnessed or Attested by:

Mayor Robert D. Parisi

STATE OF NEW JERSEY, COUNTY
OF ESSEX CERTIFY THAT ON

SS

personally came before me and stated to my satisfaction that this person (or if more than one, each person):

- (a) Was title maker of the attached instrument;
- (b) Executed this instrument as his or her own act

STATE OF NEW JERSEY, COUNTY
OF ESSEX CERTIFY THAT ON

SS

Personally came before me and stated to my satisfaction that this person (or if more than one, each person):

- (a) was maker of the attached instrument
- (b) was authorized to and did execute this instrument as of the entity name in this instrument, and;
- (c) execute this instrument as the act of the entity named in this instrument.

Record and Return to:

RESOLUTION

TO AUTHORIZE PURCHASE OF (1) 2015 GMC YUKON IN THE AMOUNT OF \$51,123.00 THROUGH ESSEX COUNTY COOPERATIVE PURCHASING

WHEREAS, the Township of West Orange (“Township”) must continue to add new vehicles to its fleet to maintain an optimal number for service; and

WHEREAS, the West Orange Police Department currently has a need to repurpose some of its vehicles; and

WHEREAS, the County of Essex did publicly advertise and received bids on July 10, 2014 for (1) 2015 Chevrolet Tahoe LTZ(or equal) and after receiving said bids, made the award for a 2015 GMC Yukon as per their Bid # 14-117 to Frank’s Truck Center, Inc. 325 Orient Way, Lyndhurst, New Jersey 07071 in the amount of \$51,123.00; and

WHEREAS, the County of Essex advertised said bid for cooperative pricing so municipalities can utilize lower pricing;

WHEREAS, pursuant to the provision made in the Local Public Contracts Law N.J.S.A. 40A:11-5(2) the Township as a Local Government Unit, may without advertising for bids, purchase any goods or services under any contract for such goods or services entered into on behalf of the State of New Jersey, County or Municipality thereof; and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of West Orange who hereby authorizes the Purchasing Agent, on behalf of the Township to issue and execute a Purchase Order in the amount of \$51,123.00 to Frank’s Truck Center, Inc., 325 Orient Way, Lyndhurst, New Jersey 07071 with funds certified available by the Chief Financial Officer.

Karen J. Carnevale, Municipal Clerk

Susan McCartney, Council President

Adopted: November 25, 2014

I hereby certify funds: Account No. 03-2407-14-0070-090
Vehicles

John O. Gross, Chief Financial Officer

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC,
SUBSECTION 7-12, PARKING PROHIBITED FOR STREET CLEANING AND
MAINTENANCE, SUBSECTION SECTION 7-14.1c, NIGHT PARKING RESTRICTED
ON CERTAIN STREETS AND SUBSECTION 7-14.7, ALTERNATE SIDE PARKING,
OF THE REVISED GENERAL ORDINANCES OF THE
TOWNSHIP OF WEST ORANGE**

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey as follows:

Section 1. Subsection 7-12, Parking Prohibited for Street Cleaning and Maintenance, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Sides	Hours & Day	Location
Cary Street	North	Monday 8:00 a.m. to 10:00 a.m.	Valley Road to Orange Municipal Line
Cary Street	South	Thursday 8:00 a.m. To 10:00 a.m.	Valley Road to Orange Municipal Line

Section 2. Subsection 7-14.1c, Night Parking Restricted on Certain Streets, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Sides	Location
Cary Street	Both	Valley Road to Orange Municipal Line

Section 3. Subsection 7-14.7, Alternate Side Parking, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows

(*italic type denotes deletion, bold type denotes addition*):

Name of Street	Column A	Column B	Location
<i>Cary Street</i>	<i>South</i>	<i>North</i>	<i>Valley Road to Orange Municipal Line</i>

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this end, the provisions of this Ordinance are severable.

Section 5. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with law upon the approval of the New Jersey Department of Transportation if required by Statute.

ROBERT PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

Introduced: November 10, 2014

Adopted: November 25, 2014

Approved as to form on the basis of
the facts provided.

Karen J. Carnevale, Municipal Clerk

LEGISLATIVE HISTORY

This Ordinance will rescind Alternate Side Parking Regulations on Cary Street from Valley Road to the Orange Municipal Line and allow parking on both sides of the street subject to restrictions for street cleaning and maintenance. This will provide more on street parking on Cary Street every day of the week. Cary Street is a short street that starts at Valley Road and continues into the City of Orange approximately 185 feet east of Valley Road. Most of the parking on the southerly side of Cary Street will be opposite the area on the northerly side where parking is prohibited by Statute within 50 feet of a stop sign.

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 7, TRAFFIC, SUBSECTION 7-19, THROUGH STREETS, OF
THE REVISED GENERAL ORDINANCES OF
THE TOWNSHIP OF WEST ORANGE

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, that Lincoln Avenue from Pleasant Valley Way to Cleveland Terrace shall be designated as a Through Street pursuant to N.J.S.A. 39:4-8 under the Municipal Engineer's Certification and License Number GE026706 as follows:

Section 1. The Township Council of the Township of West Orange finds it in the interest of public safety to designate Lincoln Avenue from Pleasant Valley Way to Cleveland Terrace as a Through Street pursuant to N.J.S.A.39:4-8.T

Section 2. The Municipal Engineer of the Township of West Orange has submitted and certified all the legislative requirements pursuant to N.J.S.A. 39:4-8 and the criteria as set forth by the New Jersey Department of Transportation, Bureau of Traffic Engineering have been met.

Section 3. Subsection 7-19, Through Streets, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows pursuant to the provisions of N.J.S.A. 39:4-140 (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Limits
Lincoln Avenue	Pleasant Valley Way and Cleveland Terrace

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this end, the provisions of the Ordinance are severable.

Section 5. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of any provision of this Ordinance or any supplement thereto shall be liable to the penalty of not more than fifty dollars (\$50.00) or imprisonment for a term not to exceed fifteen (15) days or both.

Section 7. This Ordinance shall take effect upon final passage and publication in accordance with law and approval by the New Jersey Department of Transportation if necessary.

ROBERT D. PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

Introduced: November 10, 2014

Adopted: November 25, 2014

Approved as to form on the basis of
the facts provided

Karen J. Carnevale, Municipal Clerk

LEGISLATIVE HISTORY

The Ordinance, which amends the Traffic Regulations of the Township, designates Lincoln Avenue from Pleasant Valley Way to Cleveland Terrace as a Through Street with stop signs to be placed on the right side of all intersecting streets: Roosevelt Avenue and Garfield Avenue. These intersections are four way or a full cross intersections similar to the intersections of Roosevelt Avenue with Belle Terre Road and Hoover Avenue and Garfield Avenue with Belle Terre Road and Hoover Avenue. All four of these intersections are regulated by stop signs on all approaches of Roosevelt Avenue and Garfield Avenue to Belle Terre Road and Hoover Avenue. Due to the volume of traffic which travels on Lincoln Avenue which is a steeply sloped street that leads to a County Arterial Road, Pleasant Valley Way, similar to both Belle Terre Road and Hoover Avenue, the Township's Engineering Division determined that traffic needed to be regulated at these intersections for the safe movement of traffic through them. Based on traffic counts, Lincoln Avenue is the major road at each intersection, and by designating it a Through Street, a stop sign shall be placed on each street intersecting it for the safe and efficient movement of traffic there.

If Lincoln Avenue were not designated a Through Street with stop signs on all approaches to it from Roosevelt Avenue and Garfield Avenue, the normal right-of-way rule is not expected to provide reasonably safe operation of these intersections.

AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 7, TRAFFIC, SUBSECTION 7-20, STOP INTERSECTIONS, OF
THE REVISED GENERAL ORDINANCES OF
THE TOWNSHIP OF WEST ORANGE

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, that James Court and Alan Street and Mountain Drive and Highwood Road shall be designated as a Stop Intersections pursuant to N.J.S.A. 39:4-8(b) under the Municipal Engineer's Certification and License Number GE026706 as follows:

Section 1. The Township Council of the Township of West Orange finds it in the interest of public safety to designate James Court and Alan Street and Mountain Drive and Highwood Road as Stop Intersections pursuant to N.J.S.A.39:4-8(b).

Section 2. The Municipal Engineer of the Township of West Orange has submitted and certified all the legislative requirements pursuant to N.J.S.A. 39:4-8(b) and the criteria as set forth by the New Jersey Department of Transportation, Bureau of Traffic Engineering have been met.

Section 3. Subsection 7-20, Stop Intersections, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows pursuant to the provisions of N.J.S.A. 39:4-140 (*italic type denotes deletion, bold type denotes addition*):

Intersection	Stop Signs On:
James Court and Alan Street	James Court
Mountain Drive and Highwood Road	Mountain Drive

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this

end, the provisions of the Ordinance are severable.

Section 5. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of any provision of this Ordinance or any supplement thereto shall be liable to the penalty of not more than fifty dollars (\$50.00) or imprisonment for a term not to exceed fifteen (15) days or both.

Section 7. This Ordinance shall take effect upon final passage and publication in accordance with law and approval by the New Jersey Department of Transportation if necessary.

ROBERT D. PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

Karen J. Carnevale, Municipal Clerk

Introduced: November 10, 2014

Adopted: November 25, 2014

LEGISLATIVE HISTORY

The Ordinance, which amends the Traffic Regulations of the Township, designates the intersections of James Court and Alan Street and Mountain Drive and Highwood Road as Stop Intersections with Stop Signs to be placed on James Court and Mountain Drive. These intersections are “T” intersections with James Court and Mountain Drive forming the stems of the “T”. Due to volume of traffic which travels on James Court and Alan Street and Mountain Drive and Highwood Road, the Township’s Engineering Division determined that traffic needed to be regulated at these intersections for the safe movement of traffic through them. The Engineering Division recommended designating the intersections as Stop Intersections with Stop Signs on James Court and on Mountain Drive to provide for the safe movement of traffic there. Without Stop Signs on James Court and Mountain Drive the normal right-of-way rule is not expected to provide reasonably safe operation of these intersections.

**AN ORDINANCE CREATING CHAPTER 14, SECTION 20 OF THE REVISED
GENERAL ORDINANCES OF WEST ORANGE, ENTITLED “DUTIES AND
RESPONSIBILITIES OF FORECLOSING CREDITOR”**

BE IT ORDAINED, by the Township Council of the Township of West Orange (“Township”), in the County of Essex and the State of New Jersey, that there should be created a Chapter 14, Section 20 of the Revised General Ordinances of the Township, which shall provide as follows:

14-20 DUTIES AND RESPONSIBILITIES OF FORECLOSING CREDITOR

14-20.1 Purpose

The purpose of this Section is to enable the Township to regulate the care, maintenance, security and upkeep of the exterior of vacant and abandoned residential properties on which a summons and complaint in an action to foreclose has been filed.

14-20.2 Definitions

As used in this section:

Foreclosing creditor shall mean a creditor serving a summons and complaint on a mortgage on residential property within the Township.

Foreclosure notice shall mean a document prepared by the foreclosing creditor providing notice to the Township of the initiation of a foreclosure action regarding residential property within the Township. The foreclosure notice shall also include the street address, lot and block number of the property that is the subject of the foreclosure action. In the event that the property being foreclosed on is an affordable unit pursuant to the “Fair Housing Act,” P.L. 1985, c. 222, then the foreclosing creditor shall expressly indicate that the property is subject to the “Fair Housing Act.” If the foreclosing creditor is located outside of New Jersey, the foreclosure notice shall set forth the name and contact information for an in-state representative of the foreclosing creditor, who shall be authorized to accept service on behalf of the foreclosing creditor, and who shall be responsible for receiving notices and complaints arising under this Code.

14-20.3 Duty to Report

- a. A foreclosing creditor shall, within 10 days of serving a summons and complaint, submit a foreclosure notice to the Township Clerk.
- b. Upon receipt of a foreclosure notice, the Township Clerk shall provide a copy of the foreclosure notice to the Zoning Officer and/or their designee(s) for enforcement of property maintenance regulations.

14-20.4 Penalties for Failure to Report

Any out-of-State foreclosing creditor that is found to be in violation of the requirement to appoint an in-State representative through the filing of a foreclosure notice shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on a foreclosing creditor for failure to appoint an in-State representative shall commence on the day after the 10-day period set forth in Section 20.3a for providing notice to the Township Clerk that a summons and complaint in an action to foreclose on a mortgage has been served.

14-20.5 Responsibility to Maintain Property

In the event that any residential property becomes vacant and abandoned subsequent to a foreclosing creditor's filing of a summons and complaint but prior to the vesting of title in the foreclosing creditor or any third party, a foreclosing creditor shall assume all duties imposed upon owners and operators of property, pursuant to Section 8.1 and Section 8.2 of this Chapter, with respect to the subject property.

14-20.6 Notice of Violation

- a. The Zoning Officer and/or the Zoning Officer's designee for enforcement of property maintenance regulations shall be authorized to issue a notice to the foreclosing creditor if the Zoning Officer and/or the Zoning Officer's designee determines that the foreclosing creditor has violated Section 20.5 of this Chapter.
- b. A notice issued pursuant to subsection (a) shall require the person or entity to correct the violation within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.

14-20.7 Penalties for Failure to Maintain Property

A foreclosing creditor found to be in violation of Section 20.5 of this Chapter shall be subject to a fine of \$1,500 for each day of the violation. Fines shall begin to accrue 31 days following receipt of the notice provided for in Section 14-20.6 of this Chapter, except if the violation presents an imminent risk to public health and safety, in which case any fines shall begin to accrue 11 days following receipt of such notice.

14-20.8 Recourse in the Event of Abatement by Township

If the Township expends public funds in order to abate a nuisance or correct a violation on a residential property in situations in which the foreclosing creditor was given notice pursuant to Section 20.6 of this Chapter but failed to abate the nuisance or correct the violation as directed, the Township shall have the same recourse against the foreclosing creditor as it would have against the title owner of the property.

Robert D. Parisi, Mayor

Susan McCartney, Council President

Karen J. Carnevale, Municipal Clerk

Introduced: November 25, 2014

Adopted: December 9, 2014

Legislative History

This legislation is authorized by New Jersey Public Law 2014, Chapter 35 (“Chapter 35”), which was enacted on August 15, 2014 to permit municipalities to adopt ordinances regulating the care, maintenance, security and upkeep of the exterior of vacant and abandoned residential properties that are the subject of foreclosure actions.

This legislation imposes two primary responsibilities upon foreclosing creditors: (1) the responsibility to provide notice to the Township of the initiation of any foreclosure action pertaining to residential property located within the Township; and (2) the responsibility to maintain the foreclosed property in the event that it becomes vacant and abandoned subsequent to the initiation of the foreclosure action but prior to the vesting of title in the foreclosing creditor or any third party. As authorized by Chapter 35, this legislation provides for a fine of \$2,500 per day in the event that the foreclosing creditor fails to comply with its reporting obligation, and \$1,500 per day in the event that the foreclosing creditor fails to maintain the property. Moreover, this legislation affords the Township the same recourse against any foreclosing creditor as the Township would have against any title owner in the event that the Township is required to expend public funds in order to abate a nuisance or correct a violation on residential property.

**REFUNDING BOND ORDINANCE PROVIDING FOR
PAYMENT OF AMOUNTS OWING TO OTHERS FOR
TAXES LEVIED IN AND BY THE TOWNSHIP OF WEST
ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY,
APPROPRIATING \$2,284,702 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$2,284,702 BONDS OR
NOTES OF THE TOWNSHIP FOR FINANCING THE COST
THEREOF.**

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 Township of West Orange, New Jersey (the "Township") is hereby authorized to pay an aggregate amount not exceeding \$2,154,182.50 for amounts owed by the Township to the owners of various properties for taxes levied in the Township, as set forth in a schedule on file with the Tax Collector (the "Schedule"), pursuant to the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law").

Section 2. An aggregate amount not exceeding \$130,519.50 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount not exceeding \$2,284,702 pursuant to the Local Bond Law.

Section 4. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the seventh anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued,

determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the debt provided in this bond ordinance by \$2,284,702. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director of the Division of Local Government Services and signed by the Chief Financial Officer of the Township as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8. This bond ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the tax amounts owing as set forth on the Schedule prior to the date that Township incurs debt obligations under this bond ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of tax amounts owing as set forth on the Schedule is \$2,284,702.

Section 9. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

First Reading: November 25, 2014

Final Reading: December 9, 2014

Robert D. Parisi
Mayor

Susan McCartney
Council President

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

Karen J. Carnevale,
Municipal Clerk

NOTICE

The Bond Ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, on November 25, 2014. It will be further considered for final passage after public hearing thereon at a meeting of the governing body to be held at the Township Council at the Municipal Building, 66 Main Street, in said Township on December 9, 2014 at 7 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's Office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: Refunding Bond Ordinance Providing For Payment Of Amounts Owning To Others For Taxes Levied In And By The Township Of West Orange, In The County Of Essex, New Jersey, Appropriating \$2,284,702 Therefor And Authorizing The Issuance Of \$2,284,702 Bonds Or Notes Of The Township For Financing The Cost Thereof.

Purpose(s): Payment of amounts owed by the Township to the owners of various properties for taxes levied in the Township, as set forth on the Schedule on file with the Tax Collector.

Appropriation: \$2,284,702

Bonds/Notes Authorized: \$2,284,702

Grants (if any) Appropriated: None

Section 20 Costs: \$130,519.50

Useful Life: N/A

KAREN J. CARNEVALE
CLERK

This Notice is published pursuant to N.J.S.A. 40A:2-17

STATEMENT

The Bond Ordinance, the summary terms of which are included herein, has been finally adopted by the Township of West Orange, State of New Jersey on December 9, 2014 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. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Refunding Bond Ordinance Providing For Payment Of Amounts Owning To Others For Taxes Levied In And By The Township Of West Orange, In The County Of Essex, New Jersey, Appropriating \$2,284,702 Therefor And Authorizing The Issuance Of \$2,284,702 Bonds Or Notes Of The Township For Financing The Cost Thereof.

Purpose(s): Payment of amounts owed by the Township to the owners of various properties for taxes levied in the Township, as set forth on the Schedule on file with the Tax Collector.

Appropriation: \$2,284,702

Bonds/Notes Authorized: \$2,284,702

Grants (if any) Appropriated: None

Section 20 Costs: \$130,519.50

Useful Life: N/A

KAREN J. CARNEVALE
CLERK

Re: TOWNSHIP OF WEST ORANGE

**REFUNDING BOND ORDINANCE FOR PAYMENT OF AMOUNTS
OWING TO OTHERS FOR TAXES**

_____ 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 _____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 _____at ____
o'clock __.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, KAREN J. CARNEVALE, 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 _____, 2014 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 _____, 2014.

KAREN J. CARNEVALE, Clerk

(SEAL)

EXTRACT from the minutes of a _____ 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 _____ at ____o'clock
_.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, KAREN J. CARNEVALE, 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 _____
_____ 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 _____, 2014.

KAREN J. CARNEVALE, Clerk

(SEAL)

CLERK'S CERTIFICATE

I, KAREN J. CARNEVALE, 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 _____ and finally adopted by the governing body on _____, 2014, and where necessary approved by the Mayor on _____.

3. On _____ 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 _____. 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 _____, 2014.

KAREN J. CARNEVALE, Clerk

[SEAL]