

REGULAR COUNCIL MEETING
MARCH 26, 2013

Council Chamber, Municipal Building
Irvington, N.J. – Tuesday Evening
March 26, 2013 - 8:00 P.M.

1. Pledge of Allegiance
2. Moment of Silence
3. Roll Call

Present: Charnette Frederic, Sandra R. Jones, David Lyons, Andrea C. McElroy, D. Bilal Beasley

Absent: Paul Inman, Lebby C. Jones

President Beasley read the Statement of Proper Notice pursuant to the Sunshine Law.

4. Hearing of Citizens on Agenda Items Only (limited to three minutes per person and thirty minutes total)

Cathy Southerland, 50 Adams Street
Richard Williams, 197 Linden Avenue

5. Hearing of Council Members

Council Members S. Jones and Lyons addressed the concerns raised by the above referenced citizens.

6. Reports & Recommendations of Township Officers, Boards & Commissions

A. Reports

1. Minutes – Directors’ Meeting – 3-12-13
2. Minutes – Joint Meeting – 1-17-13
3. Construction Official – Permits Issued in February
4. Transitional Year 2011 Annual Audit Report

7. Reports of Committees

None

8. Ordinances, Bills & Claims

C. Bills & Claims

McElroy – S. Jones 2. Payrolls

February 22, 2013 through March 8, 2013

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,337,612.02	\$102,642.31	\$245,676.83	\$1,685,931.16

Adopted
Absent: Inman, L.C. Jones

9. Resolutions & Motions

A. Resolutions

Frederic - Beasley 1. Authorize Use of \$10,000.00 in Irvington Homebuyer Assistance Loan Program Funds for 191 – 193 – 19th Avenue

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WHEREAS, the Township of Irvington has obligated funds for the purpose of financing its HUD/HOME Irvington Homebuyer Assistance Loan Program; and

WHEREAS, the Township of Irvington has committed to funds obligated for its HUD/HOME Irvington Homebuyer Assistance Loan Program in accordance with its previously adopted “Policy and Procedural Manual for the Homebuyer Program” per application to the Township’s HUD/HOME Program; and

WHEREAS the Township of Irvington’s HUD/HOME Irvington Homebuyer Program staff and supervisor have certified that the applicant(s) identified herein are eligible for the HUD/HOME Irvington Homebuyer Assistance Loan Program benefits in accordance with the Township’s adopted policies and procedures; and

WHEREAS, the Mayor has previously authorized the provision of the requested HUD/HOME Irvington Homebuyer Assistance Loan Program benefits in accordance with the provisions of said policy.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of the HUD/HOME Irvington Homebuyer Assistance Loan Program funds to the applicant(s) in the amount set forth in the Irvington Homebuyers Assistance Program Agreement – Case No. HB-2011-0015, in the amount of \$10,000.00; and

BE IT FURTHER RESOLVED that the aforesaid funds are to be used toward Down Payment for the process of purchasing the premises known as 191-193 19th Avenue, IRVINGTON, NEW JERSEY, Exhibit A, Sales Contract; and

BE IT FURTHER RESOLVED that the aforesaid funds are to use Irvington Homebuyer Assistance Loan Program funds and are to be paid to Kingsley Obakpolor and Abieyuwa Obakpolor & Joy R. Spriggs, Esq., subject to having provided the Office of Community Development & Planning with a true copy of their contract of sale, mortgage commitment and appraisal, and whose attorney and title company is properly licensed to practice law and transfer title by the State of New Jersey and the Homebuyer Assistance Program Agreement between the applicant(s); and

BE IT FURTHER RESOLVED that any such funds not expended in the Purchase of the subject property in accordance with adopted policy and procedures shall be recaptured by the TOWNSHIP OF IRVINGTON for use in assisting other HUD/HOME Irvington Homebuyer Assistance Loan Program applicant(s); and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Funds Req. No. C3-00275 for the above have been obtained from the Chief Financial Officer of the Township and the appropriation to be charged for the expenditure is Account No. T-21-41-850-10A-806 in the amount of \$ 10,000.00.

Adopted

Absent: Inman, L.C. Jones

S. Jones - Lyons 2. Authorize Use of \$10,000.00 in Irvington Homebuyer Assistance Loan Program Funds for 17 Standard Place

WHEREAS, the Township of Irvington has obligated funds for the purpose of financing its HUD/HOME Irvington Homebuyer Assistance Loan Program; and

WHEREAS, the Township of Irvington has committed to funds obligated for its HUD/HOME Irvington Homebuyer Assistance Loan Program in accordance with its previously adopted “Policy and Procedural Manual for the Homebuyer Program” per application to the Township’s HUD/HOME Program; and

WHEREAS the Township of Irvington’s HUD/HOME Irvington Homebuyer Program staff and supervisor have certified that the applicant(s) identified herein are eligible for the HUD/HOME Irvington Homebuyer Assistance Loan Program benefits in accordance with the Township’s adopted policies and procedures; and

WHEREAS, the Mayor has previously authorized the provision of the requested HUD/HOME Irvington Homebuyer Assistance Loan Program benefits in accordance with the provisions of said policy.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of the HUD/HOME Irvington Homebuyer Assistance Loan Program funds to the applicant(s) in the amount set forth in the Irvington Homebuyers Assistance Program Agreement – Case No. HB-2011-0016, in the amount of \$10,000.00; and

BE IT FURTHER RESOLVED that the aforesaid funds are to be used toward Down Payment for the process of purchasing the premises known as 17 Standard Place, IRVINGTON, NEW JERSEY, Exhibit A, Sales Contract; and

BE IT FURTHER RESOLVED that the aforesaid funds are to use Irvington Homebuyer Assistance Loan Program funds and are to be paid to Bernard Lysinger and Frank Soto, Esq., subject to having provided the Office of Community Development & Planning with a true copy of their contract of sale, mortgage commitment and appraisal, and whose attorney and title company is properly licensed to practice law and transfer title by the State of New Jersey and the Homebuyer Assistance Program Agreement between the applicant(s); and

BE IT FURTHER RESOLVED that any such funds not expended in the Purchase of the subject property in accordance with adopted policy and procedures shall be recaptured by the TOWNSHIP OF IRVINGTON for use in assisting other HUD/HOME Irvington Homebuyer Assistance Loan Program applicant(s); and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Funds Req. No. C3-00274 for the above have been obtained from the Chief Financial Officer of the Township and the appropriation to be charged for the expenditure is Account No. T-21-41-850-10A-806 in the amount of \$10,000.00.

Adopted

Absent: Inman, L.C. Jones

Lyons – Beasley 3. Ratify Transitional Year 2011 Annual Audit Report

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the Transitional Year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirement of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the Annual Audit entitled: GENERAL COMMENTS AND RECOMMENDATIONS

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,0000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON MARCH 26, 2013.

Harold E. Wiener, R.M.C. #C-0327, M.M.C., Municipal Clerk

Adopted

Absent: Inman, L.C. Jones

McElroy – Beasley 4. Award Bid – Roof Replacement – Billy Contracting & Restoration for the Municipal Court - \$42,625.00, Police Department - \$52,300.00 and Irvington Neighborhood Improvement Corp. – \$11,700.00, Total Amount - \$106,625.00 and RVT Construction for the Berkeley Terrace Recreation Center - \$33,560.00

RESOLUTION AWARDING TWO CONTRACTS FOR THE REPLACEMENT OF ROOFS IN THE MUNICIPAL COURT, POLICE DEPARTMENT, IRVINGTON NEIGHBORHOOD IMPROVEMENT CORP., (INIC) AND BERKELEY TERR (RECREATION CENTER)

WHEREAS, the invitation to bids for the replacement of roofs were publicly advertised in the New Jersey Star Ledger on December 21, 2012; and

WHEREAS, sealed bids were received on January 18, 2013 for the replacement of roofs for four municipal buildings;- the Municipal Courts, Police Department, Irvington Neighborhood Improvement Corp (INIC) and Berkeley Terrance; and

WHEREAS, six bids were received and opened by the Township Clerk and Purchasing Agent; and

WHEREAS, the bids received were reviewed according to the New Jersey Local Public Contract law, and five of the proposals met the terms of the bid; and

WHEREAS, one of the bid was rejected for purposes or provision that PL 1971-198 and NJSA 34:11-56., may be violated; and

WHEREAS, the Purchasing Committee has recommended that the award to be made to two (2) vendors based on their base bids and they were the lowest, responsible, responsive bidders:- Billy Contracting & Restoration. Inc., for the Municipal Court (\$42,625.00), the Police Department (\$52,300.00) and Irvington Neighborhood Improvement Corp.,[INIC] (\$11,700.00) for the total amount of \$106,625.00; and RVT Construction for Berkeley Terr. based on their base bid of \$33,560.00.

NOW THEREFORE BE, IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that two contracts be awarded to, Billy Contracting & Restoration. Inc of 12 Maple Ave, Blg F, Pine Brook, NJ 07058 and RVT Construction of 90 Dayton Ave, Suite 210, Passaic, NJ 07055

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and the Township Clerk are authorized and directed to sign the same. In addition, the Township Clerk is hereby directed to return the bid

security to the unsuccessful bidders; and

BE IT FURTHER RESOLVED that Certification of Funds number C3-00277 has been obtained from the Chief Financial Officers for the total sum of \$45,260.00 and remaining balance of \$94,925.00 will be certified when the 2013 budget is adopted.

Adopted

Absent: Inman, L.C. Jones

Beasley - McElroy 5. Commendation - 100th Birthday of Queen Esther Cephas

QUEEN ESTHER CEPHAS
CELEBRATION OF 100TH BIRTHDAY MILESTONE
MARCH 19, 2013

WHEREAS, the Municipal Council wishes to acknowledge and honor Irvington resident Queen Esther Cephas on this momentous occasion of her 100th birthday celebration; and

WHEREAS, Queen Esther is a senior resident at the U.A.W. Senior Citizens Complex at 712 – 15th Avenue in Irvington; and

WHEREAS, was born on March 19, 1913, in Barnesville, South Carolina; and

WHEREAS, Queen Esther is the ninth of ten children, six boys and four girls. The family moved to Delaware when she was nine years old and her father was a minister; and

WHEREAS, Queen Esther met Ira Cephas and they were married in 1935 and out of that union one son, Nelson was born; and

WHEREAS, in 1942, Queen Esther and her family moved to Newark, NJ; and

WHEREAS, Queen Esther joined First Zion Hill Missionary Baptist Church in 1946 under the leadership of Rev. J. Pullins, she was the first member of the Joyful Pilgrims Chorus, a member of the Senior Choir and the Adult Choir and she is also a member of the Hospitality Ministry where she is the Chaplain; and

WHEREAS, in her younger years Queen Esther was a member of the Sophisticated Ladies and the High Steppers clubs; and

WHEREAS, Queen Esther was employed by Fedders Air Conditioning for many years and retired at the age of 65; and

WHEREAS, her husband Ira, son Nelson and her siblings preceded her in death; and

WHEREAS, Queen Esther has a great sense of humor and is loved by all and to all that know her know that she is still looking for a “Handy Man”; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends and congratulates Queen Esther Cephas on the occasion of her One-Hundredth Birthday and wishes her good health and continued birthday celebrations.

BE IT FURTHER RESOLVED that an engrossed copy of this resolution be presented to Queen Esther Cephas as a lasting tribute to her as an individual who continues to withstand the test of time.

Adopted

Absent: Inman, L.C. Jones

McElroy – Beasley 6. Authorize Use of \$2,100.00 in Irvington Housing Rehabilitation Assistance Loan Program Funds for 314 Vermont Avenue

WHEREAS, the Township of Irvington has obligated funds for the purpose of financing its CDBG Housing Rehabilitation Assistance Program; and

WHEREAS, the Township of Irvington has committed to expend funds obligated for its Housing Rehabilitation Program in accordance with its previously adopted Policy and Procedural manual for the Housing Rehabilitation Program; and

WHEREAS, the Director has previously authorized the provision of the requested CDBG Housing Rehabilitation Assistance in accordance with the provisions of said policy; and

WHEREAS, the Director of Community Development determined that the need for emergency housing rehabilitation work existed at 314 Vermont Avenue, 2 Family, Irvington, New Jersey 07111; and

WHEREAS, the total cost for this emergency housing rehabilitation project is \$ 2, 1 00.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of Housing Rehabilitation Program Assistance to the applicant(s) in the amounts set forth on the Request for Case ER-2013-0001 in the amount of \$ 2,100.00, which is on file in the Office of the Township Clerk; and

WHEREAS, that the aforesaid funds are to used for the purpose as set forth in Exhibit A, on file in the Township Clerk's Office attached for premises known as 314 Vermont Avenue, 2 Family, Irvington, New Jersey; and

BE IT FURTHER RESOLVED that any such funds not expended in the Rehabilitation of the subject property in accordance with adopted policy and procedures shall be recaptured by the Township of Irvington for use in assisting other CDBG Housing Rehabilitation Assistance Program Applicants; and

BE IT FURTHER RESOLVED that the work will be performed by Big Chuck Gen'l. Contractor, 11 39th Street, Irvington, New Jersey 07111 who is a certified contractor and has all the required licenses and permits needed to perform this work and who submitted the closest responsible quote for the performance of this work; and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No.C3-00279 for the above has been obtained from the Chief Financial Officer of the Township of Irvington and the appropriations to be charged for this expenditure is in the amount of \$ 2,100.00, Account No. T-2141-850-12B-801.

Adopted

Absent: Inman, L.C. Jones

10. Communications & Petitions

A. Communications

None

11. Pending Business

A. Amend and Supplement Section 5-166 of Revised Code – Membership of the Citizens Advisory Commission

12. Miscellaneous

A. Bingos and Raffles

None

NON-CONSENT AGENDA ITEMS

A. Ordinances on 1st Reading

Beasley – McElroy 1. Authorize Amendment to the Urban Enterprise Zone Rehabilitation Area Redevelopment Plan Ordinance

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON
AMENDING THE REDEVELOPMENT PLAN FOR THE UEZ

Adopted

Absent: Inman, L.C. Jones

S. Jones - Beasley 2. Amend and Supplement Chapter 98 of Revised Code – Fee for the Costs of Providing Reproducing Public Solicitation Documents

AN ORDINANCE TO AMEND CHAPTER 98 OF THE CODE OF THE TOWNSHIP OF
IRVINGTON (FEES) REQUIRING A FEE FOR THE COSTS OF PROVIDING OR
REPRODUCING PUBLIC SOLICITATION DOCUMENTS

Adopted

Absent: Inman, L.C. Jones

B. Ordinances on 2nd Reading

1. President Beasley: An ordinance to amend Chapter 98 of the Revised Code to reduce the fee for duplicate copies of vital records from \$25.00 to \$9.00 will be heard at this time. The Clerk will read the notice of hearing.

The Clerk read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 98, SECTION 30K OF
THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON REGARDING FEES FOR
CERTAIN VITAL RECORDS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON
AS FOLLOWS:

SECTION 1. Section 98-30K of the Revised Code is hereby amended and supplemented as follows:

§ 98-30. Miscellaneous fees.

K. Every person who desires a certified copy of a birth, marriage or death certificate or an amendment/correction to the record thereto shall complete and submit an application form accompanied by the full amount of the application fees to the Registrar of Vital Statistics of the Township of Irvington as follows:

(1) For each certified copy of a birth certificate, the fee shall be \$25 for the first copy and \$9.00 for each copy thereafter per transaction.

(2) For each certified copy of a death certificate, the fee shall be \$25 for the first copy and \$9.00 for each copy thereafter per transaction.

(3) For each certified copy of a marriage certificate, the fee shall be \$25 for the first copy and \$9.00 for each copy thereafter per transaction.

For any correction to a birth, marriage or death certificate, the fee shall be \$25.

SECTION 4. All Ordinances or parts of Ordinances inconsistent or in conflict to the provisions of this Ordinance are hereby repealed in their entirety.

SECTION 5. This ordinance shall become effective twenty (20) days after its final passage by the Municipal Council and approved by the Mayor in the time and manner prescribed by law.

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street

McElroy – S. Jones Motion to close public hearing

Adopted

Absent: Inman, L.C. Jones

McElroy – S. Jones Motion to adopt this ordinance on second reading after public hearing

Council member McElroy and Council president Beasley spoke.

Adopted

Absent: Inman, L.C. Jones

2. President Beasley: An ordinance to establish a not to exceed 3.5% CAP for the calendar year 2013 municipal budget will be heard at this time. The Clerk will read the notice of hearing.

The Clerk stated for the record that this notice was identical to the first notice that was read.

The Clerk will read the ordinance by title.

TOWNSHIP OF IRVINGTON CALENDAR YEAR 2013
MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Municipal Council of the Township of Irvington in the County of Essex finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Municipal Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 2,673,773.95 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Municipal Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the Township of Irvington, in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Township of Irvington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$2,673,773.95 and that the CY 2013 municipal budget for the Township of Irvington be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the

Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street

McElroy – S. Jones Motion to close public hearing

Adopted
Absent: Inman, L.C. Jones

McElroy – S. Jones Motion to adopt this ordinance on second reading after public hearing

Council Member Lyons spoke.

Adopted
Absent: Inman, L.C. Jones

C. Bills & Claims

S. Jones – McElroy 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD ENDING MARCH 26, 2013, AS ENUMERATED ON THIS LIST FOR MATERIALS, SUPPLIES AND SERVICES FURNISHED, DELIVERED AND/OR PERFORMED HAVE BEEN CERTIFIED BY THE DEPARTMENTS AS CORRECT, EACH CLAIM AND PURCHASE ORDER HAVE BEEN VERIFIED AND REVIEWED FOR THE AVAILABILITY OF FUNDS, ACCURACY OF ACCOUNT CODING AND COMPLETENESS BY THE ADMINISTRATION, THEREFORE:

BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THAT THE FOLLOWING BE PAID BY THE CHIEF FINANCIAL OFFICER:

BILL LIST	\$2,147,694.89
SUPPLEMENTAL	\$ 664,006.79
TOTAL	\$2,811,701.68

Adopted
No: Lyons
Absent: Inman, L.C. Jones

9. Resolutions & Motions

A. Resolutions

Lyons – S. Jones 7. Authorize Use of \$17,500.00 in Community Development Block Grant Funds for the Irvington Public Library

IRVINGTON PUBLIC LIBRARY

WHEREAS, the Township of Irvington is a recipient of 2012-2013 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount of \$17,500.00 to IRVINGTON PUBLIC LIBRARY. a public facility in the Township of Irvington, State of New Jersey with principal offices at 5 CIVIC SQUARE, IRVINGTON, NEW JERSEY 07111 for the provision of community services, which constitute an eligible CDBG activity; and

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed

grant agreement in the amount of \$17,500.00 with the IRVINGTON PUBLIC LIBRARY a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

WHEREAS, the governing body of the Township of Irvington is required under state law (N.J.S.A. 40A:11-1 et seq.) to authorize the execution of formal grant agreements and procurement contracts (in excess of \$8,500.00) with private contractors:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON as follows:

- 1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with IRVINGTON PUBLIC LIBRARY, for replacement of carpet in children’s room and tiling of children’s room stairwell.
- 2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C3-00278 in the amount of \$17,500.00 for the above has been obtained from the Acting Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-13C-809.

Adopted
Absent: Inman, L.C. Jones

S. Jones –McElroy 8. Authorize Temporary Emergency Appropriation to Extend the Calendar Year 2013 Temporary Municipal Budget

APPROPRIATIONS WITHIN "CAPS"	
	<i>CY-13</i>
OFFICE OF THE MAYOR	<i>Emerge. # 2</i>
Mayor's Office:	
Salaries and Wages	17,788.50
Other Expenses	1,041.67
Irvington Mental Health Center:	-
Other Expenses	-
Planning Board:	-
Salaries and Wages	2,350.00
Other Expenses	742.67
Office of Emergency Management:	-
Salaries and Wages	416.67
Other Expenses	-
Mayor's Committees:	-
Salaries and Wages	-
Other Expenses	-
Total Office of the Mayor	22,339.50
OFFICE OF THE TOWNSHIP CLERK	
Township Clerk's Office:	
Salaries and Wages	20,346.58

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Other Expenses	1,875.00
Elections:	-
Salaries and Wages	1,250.00
Other Expenses	5,458.33
Council's Office:	-
Salaries and Wages	12,000.00
Other Expenses	6,500.00
	-
Board of Adjustment:	-
Salaries and Wages	4,458.33
Other Expenses	685.42
Rent Leveling Board:	-
Salaries and Wages	1,533.33
Other Expenses	41.67
Total Office of the Township Clerk	54,148.67
<u>OFFICE OF THE TAX ASSESSOR</u>	-
Municipal Tax Assessor:	
Salaries and Wages	10,083.33
Other Expenses	15,000.00
Total Office of the Tax Assessor	25,083.33
<u>ATTORNEY TO TOWNSHIP COUNCIL</u>	-
Legislative Research Officer:	
Salaries and Wages	4,041.67
Other Expenses	-
Total Attorney to Township Council	4,041.67
<u>OFFICE OF THE TOWNSHIP ATTORNEY</u>	-
Township Attorney:	
Salaries and Wages	28,019.58
Other Expenses	25,283.00
Total Office of the Township Attorney	53,302.58
<u>DEPARTMENT OF ADMINISTRATION</u>	-
Office of the Business Administrator:	
Salaries and Wages	40,210.75
Other Expenses	28,500.00
Other Expenses - Postage	10,000.00
Total Department of Administration	78,710.75
<u>DEPARTMENT OF POLICE</u>	-
Police:	
Salaries and Wages	1,308,745.73
Overtime	83,333.33
Other Expenses:	-
Cars	-
Other Expenses	225,000.00
APPROPRIATIONS WITHIN "CAPS"(continue)	-
School Guards:	-
Salaries and Wages	50,424.11
Other Expenses	875.00

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Chaplains and Surgeons:	-
Salaries and Wages	458.33
Parking Division:	-
Other Expenses	-
Total Department of Police	1,668,836.50
<u>DEPARTMENT OF FIRE</u>	-
Fire:	
Salaries and Wages	959,541.36
Other Expenses	19,166.67
Uniform Fire Safety	-
Salaries and Wages	2,500.00
Other Expenses	416.67
Total Department of Fire	981,624.69
<u>DEPARTMENT OF REVENUE AND FINANCE</u>	-
Division of Finance:	
Salaries and Wages	37,279.17
Other Expenses:	-
Administration of Finance	20,000.00
Auditing	-
Insurance:	-
General Liability	176,250.00
Workers Comp	105,416.67
Employers Group Health	1,234,269.49
Division of Revenue-Tax Collection:	-
Salaries and Wages	20,916.44
Other Expenses	4,625.00
Division of Licenses:	-
Salaries and Wages	8,062.50
Other Expenses	375.00
Division of Central Purchasing:	-
Salaries and Wages	25,000.00
Other Expenses	2,500.00
Total Department of Revenue and Finance	1,634,694.26
<u>DEPARTMENT OF PUBLIC WORKS</u>	-
Division of Engineering:	
Salaries and Wages	24,068.91
Other Expenses	136,247.67
Land Rental, Refuse Dumping:	-
Other Expenses	258,333.33
Division of Streets and Sewers:	-
Salaries and Wages	58,585.54
Other Expenses	5,416.67
Snow Removal:	-
Salaries and Wages	2,916.67
Other Expenses	18,625.00
Division of Motorized Equipment:	-
Salaries and Wages	24,266.67
Other Expenses	14,000.25
Division of Public Property:	-
Salaries and Wages:	-

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Public Buildings	22,626.25
Shade Tree	14,776.25
Other Expenses:	-
Public Buildings	9,632.08
Shade Tree	1,083.33
Total Department of Public Works	590,578.62
<u>DEPARTMENT OF HEALTH AND WELFARE</u>	-
Division of Health:	
Salaries and Wages:	
Health Administration	12,283.33
Environmental Health	8,875.00
Nursing	5,318.32
Other Expenses:	-
Health Administration	1,416.67
Environmental Health	21,500.00
Nursing	1,208.33
Irvington Neighborhood Improvement Corp.	-
Salaries and Wages	-
Other Expenses	-
Total Department of Health and Welfare	50,601.65
<u>DEPARTMENT OF PARKS AND RECREATION</u>	-
Division of Park Maintenance:	
Salaries and Wages	27,500.00
Other Expenses	833.33
Division of Recreation:	-
Salaries and Wages	42,293.17
Other Expenses	1,250.00
Public Events and Celebration:	-
Other Expenses	875.00
Senior Citizen Center:	-
Salaries and Wages	6,797.00
Other Expenses	104.17
Irvington Municipal Pool:	-
Salaries and Wages	-
Other Expenses	-
Total Department of Parks and Recreation	79,652.67
<u>DEPARTMENT OF HOUSING</u>	-
Housing Services:	
Salaries and Wages	26,059.96
Other Expenses	2,562.50
Total Department of Housing Services	28,622.46
<u>MUNICIPAL COURT</u>	-
Municipal Court	
Salaries and Wages	76,944.61
Other Expenses	13,220.83
Total Municipal Court	90,165.45
<u>PUBLIC DEFENDER</u>	-
Public Defender	

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Salaries and Wages	5,375.00
Total Public Defender	5,375.00
<u>UNIFORM CONSTRUCTION CODE</u>	-
Construction Code Official:	
Salaries and Wages	21,048.52
Other Expenses	1,250.00
Total Construction Services	22,298.52
<u>UNCLASSIFIED</u>	-
Utilities:	
Electricity, Gas	58,750.00
Telephone and Telegraph	56,750.00
Telephone Lease System	-
Fire Hydrants	36,325.00
Water	3,333.33
Gasoline	35,416.67
Street Lighting	58,750.00
Prior Year Salary Adjustments	-
Emergency Dispatch Services (Transportation)	17,430.83
Tax Appeals'	-
Total Unclassified	266,755.83
Total Operations Within "CAPS"	5,656,832.15
<u>Deferred Charges & Statutory Expenditures</u>	-
Social Security System (OASI)	100,000.00
State Unemployment Insurance Fund	32,625.00
Fund Administrative Cost	-
Public Employees Retirement System	1,281,738.00
Police & Firemen's Retirement System	7,269,602.00
Judgments	-
Deferred Charges Grants Over	-
Deficit in Operations Health Benefits	-
Deferred Charges	-
Cash Deficit Preceding Year	-
Total Deferred Charges & Statutory Exp	8,683,965.00
Total Appropriations Within "CAPS"	14,340,797.15
<u>APPROPRIATIONS EXCLUDED FROM "CAPS"</u>	-
<u>OTHER OPERATIONS</u>	-
Joint Sewer Maintenance	887,771.09
Maintenance of Free Public Library	97,500.00
911 Dispatch Services	18,271.17
	-
Total Other Operations	1,003,542.26
<u>APPROPRIATIONS EXCLUDED from "CAPS"(continue)</u>	-
<u>FEDERAL AND STATE GRANTS</u>	-
Health IPCHIP - Grant	388,839.00

Total Grants	-
Total Operations Excluded from "CAPS"	1,003,542.26
MUNICIPAL DEBT SERVICE	-
Down Payment on Capital Improvements	-
Capital Improvement Fund	-
Payment of Bond Principal	750,000.00
Interest on Bonds	1,250,000.00
Payment of Note Principal	756,920.00
Interest on Notes	156,797.92
Green Trust Loan Program:	-
Payment of Principal and Interest	34,159.43
Payment of Principal and Interest-2003	-
Payment of Principal & Interest 727 GTP	-
Demolition Loan Repayment	-
NJ Environmental Infrastructure Trust Loan Principal & Interest	51,891.89
Deferred Charges - Emer Auth 5 Yr	-
Emergency Storm	-
Total Municipal Debt Service	2,999,769.24
Total Appropriations Excluded from "CAPS"	
for Municipal Purposes	4,003,311.50
TYPE ONE SCHOOL DEBT	-
Payment of Bond Principal	-
Interest on Bonds	-
Total Type One School Debt	-
Total Appropriations Excluded from "CAPS"	4,003,311.50
Reserve for Uncollected Taxes	-
Total General Appropriations	18,344,108.65

Adopted
Absent: Inman, L.C. Jones

ALCOHOLIC BEVERAGE CONTROL BOARD

MARCH 26, 2013

1. Roll Call

Present: Frederic, S. Jones, Lyons, McElroy, Acting Chair Person Beasley

Absent: Commissioner L.C. Jones, Chair Person Inman

2. New Business

McElroy – S. Jones A. Authorize Renewal of Pocket License - Pisces Aquarius, Inc. – Licensee: Kevin Singleton c/o Ronald Thompson, Esq. for 2010-2011, 2011-2012 and 2012-2013

WHEREAS, the following named license holder did not timely file their renewal applications for the renewal terms of July 1, 2010 - June 30, 2011, July 1, 2011 – June 30, 2012, and July 1, 2012 - June 30, 2013 as of the last day for filing and the issuing authority can no longer accept their applications since the license has lapsed; and

WHEREAS, the license holder may file a petition with the New Jersey State Director of the Division of A.B.C. to request the issuance of a new license in place of its old license as per N.J.S.A. 33:1-12.18:

WHEREAS, The State Director of the Division of A.B.C. has granted said petition:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that the local A.B.C. Board hereby consents to filing of an application of a “new” license for the following named individuals, partnerships and corporations for the issuance of a “new” license in place of its old license as per N.J.S.A. 33:1-12.18 and consents to consideration of the subject license applications for the 2010-2011, 2011-2012 and 2012-2013 license terms, in its inactive state:

License Number	Name	Address
0709-33-060-001	Pisces Aquarius, Inc.	Pocket License

Licensee: Kevin Singleton
c/o Ronald Thompson, Esq.

Adopted
Absent: Inman, L.C. Jones

3. Adjournment

12. Miscellaneous

B. General Hearing of Citizens and Council Members (limited to five minutes per person)

Elouise McDaniel, 214 Nesbit Terrace
James Rasheed Williams, 519 – 21st Street
Richard Williams, 35 Linden Avenue
Eugene Otto, 35 Ellery Avenue
Cathy Southerland, 50 Adams Street

Council Members McElroy, Lyons, S. Jones, Frederic and Beasley addressed the concerns raised by the above referenced citizens.

13. Adjournment

There being no further business the meeting adjourned at 8:52 P.M.

<hr/> D. Bilal Beasley, Council President	<hr/> Harold E. Wiener, Municipal Clerk
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