

REGULAR COUNCIL MEETING  
MAY 14, 2013

Council Chamber, Municipal Building  
Irvington, N.J. – Tuesday Evening  
May 14, 2013 - 8:00 P.M.

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

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

Absent: None

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)

There were no requests to be heard.

5. Hearing of Council Members

There were no requests to be heard.

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

A. Reports

1. Minutes – Directors’ Meeting – 4-23-13
2. Construction Code Official – Permits Issued in April
3. Joint Meeting – Annual Audit Report and Financial Statements – Years Ending December 31, 2011 and December 31, 2012
4. Planning Board Minutes - 4-25-13

7. Reports of Committees

A. Purchasing Committee Minutes – 1-11-13

8. Ordinances, Bills & Claims

9. Resolutions & Motions

A. Resolutions

S. Jones – McElroy 1. Oppose Closing of the Woodbridge Developmental Center

RESOLUTION OPPOSING THE CLOSING OF THE WOODBRIDGE DEVELOPMENTAL CENTER

WHEREAS, in an effort to reduce New Jersey’s reliance on institutional care, the Task Force on the Closure of State Development Centers was created by the state legislature and charged with reviewing certain criteria of each of the state-operated facilities including but not limited to the local economic impact of losing a center; the availability of a community to provide or develop services for those leaving who wanted to leave or didn’t oppose moving outside the region; the state’s ability to maintain operations, and projected repair and maintenance of each center; and

WHEREAS, among the seven state-operated facilities for this purpose is the Woodbridge Development Center (hereinafter referred to as WDC), a residential facility, established in 1965 for

persons with development disabilities and located on 68-acres in the Avenel section of Woodbridge Township ; and

WHEREAS, in July (2012), the task force recommended WDC be shuttered by 2017; and

WHEREAS, while indicating that no one piece of information or experience was a determining factor in which of the seven state-operated facilities would be recommended for closure, there are other factors that should have been considered before making their decision. These factors include the rights (federal law requires government to meet the needs of the individual) of the clients at WDC to have treating professionals make judgments about how their needs are best met and that transferring clients from long-term institutional care to community housing has its own set of problems including higher rates of mortality and an increased likelihood of abuse in a community; and

WHEREAS, the Municipal Council of the Township of Irvington is deeply concerned by not only the recommendation by the task force to displace WDC clients but the wide reaching economic effect with the lost of approximately 1,600 jobs; and

WHEREAS, the opinion that Woodbridge’s relatively strong economy is more able to absorb a closure should not be relative to the Task Force’s decision.

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of Irvington, that it expresses its disagreement with the findings and conclusion of the Task Force on the Closure of Developmental Centers; opposing the closing of the WDC as it is a vital and valuable resource that should be kept in operation for the benefit of its clients and employees; and

BE IT FURTHER RESOLVED by the Municipal Council of the Borough of Metuchen that certified copies of this Resolution be forwarded to Governor Chris Christy, 28th District Senator Ronald Rice, Assemblyman Ralph Caputo and Assemblywoman Cleopatra Tucker.

Adopted

Beasley – McElroy 2. Amend Terms of Membership of Certain Citizens Advisory Commission Members Based Upon New Ordinance Defining Membership

AMEND PRIOR RESOLUTIONS APPOINTING MEMBERS TO THE CITIZENS ADVISORY COMMISSION

WHEREAS, Resolution Nos. MC 12-0124-3, MC 12-0215-8, MC 12-0410-24, MC 13-0129-6, MC 13-0213-11 and MC 13-0226-12 were passed by the Municipal Council to fill vacancies that existed on the Citizens Advisory Commission due to the expiration of the terms of its members:

WHEREAS, the resolutions adopted contained errors in the term’s expiration date; and

WHEREAS, pursuant to Ordinance MC 2244 members of the Citizens Advisory Commission shall serve for a term of two years; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that Resolutions Nos. MC 12-0124-3, MC 12-0215-8, MC 12-0410-24, MC 13-0129-6, MC 13-0213-11 and MC 13-0226-12 are hereby amended to reflect the appropriate expiration date.

Adopted

L.C. Jones - Beasley 3. Commendation – Pastor Jerry Smith – Christian Pentecostal Church - 7<sup>th</sup> Annual Pastoral Anniversary

RESOLUTION OF COMMENDATION  
ELDER JERRY SMITH  
7th ANNUAL PASTORAL ANNIVERSARY

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WHEREAS, the Irvington Municipal Council wishes to express their congratulations to ELDER JERRY SMITH on his 7th Annual Pastoral Anniversary; and

WHEREAS, ELDER SMITH was born the sixth of eight children to the late Bishop Willie L. Smith and the late Constance B. Smith on December 15, 1965; and

WHEREAS, ELDER SMITH, is the senior pastor of Christian Pentecostal Church of Christ a multicultural non-denominational church located in Irvington; and

WHEREAS, ELDER SMITH’S amazing drive for excellence has CPC growing in leaps and bounds; and

WHEREAS, after graduating high school in 1984 ELDER SMITH attended Kean College majoring in business management and later securing a position with UPS as a shift supervisor; and

WHEREAS, ELDER SMITH attended Eastern Bible Institute and graduated with honors; and

WHEREAS, ELDER SMITH a family orientated person, after many arduous circumstances saw his father growing weary and immediately turned his back on the streets, determined to dedicate his life to his father’s ministry and legacy; and

WHEREAS, he began to volunteer his services in the church in various capacities such as cleaning, painting, running errands and anything he could do to help the Church and his father while holding up the “Blood Stained Banner”; and

WHEREAS, ELDER SMITH was set to walk in his father’s destiny and he went from cleaning to preaching and the anointing on his life leaped out into the pews; and

WHEREAS, ELDER SMITH’S outreach to the community and evangelism are two of his main focus points; and

WHEREAS, ELDER SMITH is the proud father of six children, Jerrell, Jerry-Jaliel, Devante, Caneeka, Joshua and Jordon; and grandfather of Jahsir; and

WHEREAS, ELDER SMITH is the chosen prodigal son and the recipient of his father’s legacy and has taken his father’s vision and is building people, not just a church; and

WHEREAS, ELDER SMITH’S mission is To Build the Kingdom of God with love and empowering people to reach their maximum potential; and

NOW, THEREFORE BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that the Irvington Municipal Council hereby congratulates ELDER JERRY SMITH on his 7th Annual Pastoral Anniversary and wishes him strength and long and happy years in which to carry out the word of God.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body in lasting tribute to ELDER JERRY SMITH.

Adopted

Beasley – McElroy 4. Commemoration – Ground Breaking Ceremony – Irvington High School’s Matthews Field

**RESOLUTION OF COMMENDATION  
MAY 9, 2013 ~ GROUND BREAKING CEREMONY  
NEW TRACK & FIELD AT IRVINGTON HIGH SCHOOL**

WHEREAS, the Irvington Municipal Council wishes to express their congratulations to the Irvington Board of Education during the Ground Breaking Ceremony on Thursday, May 9, 2013 for the New Track and Field at Irvington High School; and

WHEREAS, the Irvington High School Blue Knights football program has seen much success over the last ten years; and

WHEREAS, the Blue Knights' record is a remarkable ninety-one and thirty-six during that span, and the Blue Knights made the playoffs eight times, while reaching the semi-finals three times and the finals once; and

WHEREAS, the program has produced eleven players that moved on to play Division 1 football; and

WHEREAS, The track and field team, not to be out done, has also seen their share of extraordinary success During that same ten year time period with the Blue Knights' track team collecting twenty-two team titles, eighteen all-Americans, 185 individual titles and approximately 200 wins; and

WHEREAS, The success of these athletic programs can be attributed to the outstanding coaching staff and hard working student-athletes; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge and commend those coaches and student athletes throughout the years that have provided all these success stories; and

WHEREAS, the Irvington Blue Knights play their home events at Irvington High School's Matthews Field, which was named after former Irvington High School football coach William Matthews, who many believe led the high school team to their best season ever in 1937 with an 8-1 record while nearly winning the Group 4 state championship; and

WHEREAS, since that time Matthews Field has never been upgraded to a modern athletic field; and

WHEREAS, this year the Irvington Board of Education, led by Board President Anthony Vauss, has ambitiously provided the means to upgrade Matthews Field to a modern state of the art athletic field including a new football field, track, score board, press box and stands; and

WHEREAS, the Municipal Council wishes to commend the Board of Education, Board President Anthony Vauss, Board Vice President Alnicia Owens, Board Member Ronald Brown, Board Member Renee Burgess, Board Member Norma Carty, Board Member Sean Evans, Board Member Romaine Greer, Board Member Joseph Sylvain, Board Member Richard Williams and Interim Superintendent Dr. Neely Hackett for their perseverance, wisdom and hard work in having this project come to fruition after many, many years of patient waiting:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby joins the Irvington Board of Education in dedicating the ground breaking of the new Matthews Field at Irvington High School.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Municipal Council in lasting tribute to the new Matthews Field.

Adopted

Frederic – Lyons 5. Authorize Cancellation of Resolution for HUD-Homebuyer Assistance Program – 252 – 40<sup>th</sup> Street

WHEREAS, the Municipal Council by Resolution No. OCDP-11-0927-29 adopted September 27, 2011 ratified and approved the provision HUD/ HOME Irvington Homebuyer Assistance Loan Program to the applicant(s) in the amount set forth in the Irvington Homebuyers Assistance Program Agreement- Case No. HB-2011-0002 for down payment for the purpose of purchasing the premises known as 252 40<sup>th</sup> Street, Irvington New Jersey in the amount of \$ 10,000.00; and

WHEREAS, the homebuyer applicant(s) opted to exercise his right to cancel the transaction that he held with the Township of Irvington, Office of Community Development& Planning for the proposed purchase on November 17, 2012:

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that ratification and approval of the provision of HUD/HOME Irvington Homebuyer Assistance for the purchase of 252 40<sup>th</sup> Street, Irvington, New Jersey in the amount of \$ 10,000.00 is hereby rescinded.

BE IT FURTHER RESOLVED, hereby that the funds dedicated for the subject homebuyer purchase shall be recaptured by the Township of Irvington for use in assisting other HUD/HOME Irvington Homebuyer Assistance Loan Program applicants.

Adopted

Frederic – L.C. Jones 6. Authorize Cancellation of Resolution for HUD-Homebuyer Assistance Program - 57 Mt. Vernon Avenue

WHEREAS, the Municipal Council by Resolution No. OCDP-13-0129-1 adopted January 29, 2013 ratified and approved the provision HUD/ HOME Irvington Homebuyer Assistance Loan Program to the applicant(s) in the amount set forth in the Irvington Homebuyers Assistance Program Agreement-Case No. HB-2011-0014 for down payment for the purpose of purchasing the premises known as 57 Mt. Vernon Avenue, Irvington New Jersey in the amount of \$ 10,000.00; and

WHEREAS, the homebuyer applicant(s) opted to exercise their right to cancel the transaction that they held with the Township of Irvington, Office of Community Development& Planning for the proposed purchase on February 27, 2013:

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that ratification and approval of the provision of HUD/HOME Irvington Homebuyer Assistance for the purchase of 57 Mt. Vernon Avenue, Irvington, New Jersey in the amount of \$ 10,000.00 is hereby rescinded; and

BE IT FURTHER RESOLVED, hereby that the funds dedicated for the subject homebuyer purchase shall be recaptured by the Township of Irvington for use in assisting other HUD/HOME Irvington Homebuyer Assistance Loan Program applicants.

Adopted

L.C. Jones – McElroy 7. Authorize Dedication by Rider Trust Fund for Irvington Police to be Used for Recreational Purposes

RESOLUTION REQUESTING THE IRVINGTON POLICE DEPARTMENT PERMISSION TO ESTABLISH A DEDICATION BY RIDER TRUST FUND FOR RECREATION FEES PURSUANT TO P.L. 1999, c.292

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenue received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, P.L. 1999, c.292 allows municipalities to received amounts for costs incurred for Recreation Fees; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY as follows:

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Recreation Fees under the provisions of N.J.S.A. 40A:4-39, as amended by P.L. 1999, c.292, for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating municipal “fee-based” recreation programs.

2. The Municipal Clerk of the Township of Irvington is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Harold Wiener, Municipal Clerk of the Township of Irvington, New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township of Irvington Council at a meeting held on May 13, 2013.

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Municipal Clerk

Adopted

McElroy – Frederic 8. Authorize Cancellation of Resolution for HUD-Homebuyer Assistance Program – 248 Lincoln Place

WHEREAS, the Municipal Council by Resolution No. OCDP-11-0927-29 adopted September 27, 2011 ratified and approved the provision HUD/ HOME Irvington Homebuyer Assistance Loan Program to the applicant(s) in the amount set forth in the Irvington Homebuyers Assistance Program Agreement- Case No. HB-2011-0002 for down payment for the purpose of purchasing the premises known as 248 Lincoln Place, Irvington New Jersey in the amount of \$10,000.00; and

WHEREAS, the homebuyer applicant(s) opted to exercise his right to cancel the transaction that he held with the Township of Irvington, Office of Community Development& Planning for the proposed purchase on November 17, 2012:

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that ratification and approval of the provision of HUD/HOME Irvington Homebuyer Assistance for the purchase of 248 Lincoln Place, Irvington, New Jersey in the amount of \$10,000.00 is hereby rescinded.

BE IT FURTHER RESOLVED, hereby that the funds dedicated for the subject homebuyer purchase shall be recaptured by the Township of Irvington for use in assisting other HUD/HOME Irvington Homebuyer Assistance Loan Program applicants.

Adopted

L.C. Jones – McElroy 9. Authorize Appointment of Municipal Court Judge – Sharifa Saalam, Esq.

WHEREAS, a vacancy currently exists in the position of Municipal Court Judge for the Township of Irvington; and

WHEREAS, the Mayor of the Township has reviewed the credentials and qualifications of Sharifa Salaam, Esq., and found her to be an excellent candidate to nominate for the position of Municipal Court Judge and thus is submitting her candidacy for Municipal Council approval pursuant to law; and

WHEREAS, the Municipal Council has decided to give it's advise and consent to the Mayor's nomination.

NOW THEREFORE be it resolved that the Municipal Council of the Township of Irvington hereby confirms the Mayor's nomination of Sharifa Salaam, Esq., for the position of Municipal Court Judge for a period commencing May 20, 2013, and expiring on June 30, 2014.

Adopted

Lyons – L.C. Jones 10. Authorize Contract to Extend the Police Department Technical Management Support Services for Computer Aid Dispatch and Records Management Systems Installation Based on State Contract to SHI International Corp. for An Amount Not To Exceed \$30,140.00

RESOLUTION TO EXTEND THE POLICE DEPARTMENT TECHNICAL MANAGEMENT SUPPORT SERVICES FOR THE COMPUTER AIDED DISPATCH AND RECORDS MANAGEMENT SYSTEMS INSTALLATION PROJECT UTILIZING GRANT FUNDS

RECEIVED FROM THE DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS,  
2010 (JAG) EDWARD BYRNE PROGRAM

WHEREAS, the Township of Irvington has accepted funding from the Justice Assistance Grant (JAG) Recovery Act 2009, in the amount of eight hundred twenty-one thousand and four hundred eighty-eight dollars (\$821,488.00) for the purchase and installation of a Computer Aided Dispatch/Records Management System (CAD/RMS); and

WHEREAS, the CAD/RMS will allow for interoperability between the Township of Irvington Police Department, the Essex County Sheriff's Department and the New Jersey Data Exchange (NJDEX); and

WHEREAS, the CAD/RMS will require technological support and project management in the set up, installation, and training phases from a qualified specialist familiar with all aspects of the CAD/RMS and NJDEX systems:

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

1. As a matter of public policy the Township of Irvington wishes to participate to the fullest extent possible with the Edward Byrne Program – 2010 Justice Assistance Grant (JAG) and abide by the agreement entered into to utilize grant funds for the purchase and installation of a Computer Aided Dispatch/Records Management System that will allow interoperability with the Essex County Sheriff's Department and New Jersey Data Exchange.
2. The Honorable Wayne Smith, Mayor of the Township of Irvington is hereby authorized to utilize the funding described above on behalf of the Township of Irvington.
3. The Township of Irvington is hereby authorized to enter into an agreement with SHI International Corp., NJ State Contract # 77560, to continue to provide the necessary technology support and project management for the CAD/RMS installation project.
4. The total amount of the contract awarded to SHI International Corp., for the continuation of the technical support and project management of the CAD/RMS and NJDEX installation project shall not exceed \$30,140.00.

BE IT FURTHER RESOLVED that the required Certificate of Availability of Funds in the amount of \$30,140.00 will be obtained from Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. G-02-XX-746-13b-299.

Adopted

McElroy – Frederic 11. Authorize Submission of the Recycling Tonnage Grant Application for Calendar Year 2012

#### 2012 Recycling Tonnage

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the Township of Irvington to apply for such tonnage grants for the calendar year 2012 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Municipal Council to the efforts undertaken by the Municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Aubrey Anita Mollinedo, C.R.P.(Certified Recycling Professional) to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage trust fund are to be used solely for the purposes of education, implementation of recycling programs and recycling within the Township of Irvington.

Adopted

Beasley – S. Jones 12. Resolution of Sorrow – Former Planning Board Member Robert Pitman

WHEREAS, Robert Earl Pittman was born on June 24, 1932 in the city of Headland Alabama to John Lee and Ruby Pittman, after moving to Panama City with his parents and siblings Robert attended that city's school system; and

WHEREAS, leaving the south he moved to the City of Newark, New Jersey and was drafted into the United States Army during the year of 1951; he served his country proudly overseas in Germany and was issued an honorable discharge in 1953; and

WHEREAS, as a young man he met and married his wife Fannie and they have manage to stay together for the past 54 years; and

WHEREAS, Robert's life reflects faith, courage, diligence and hard work in every aspect possible; as an employee, he worked his way up the corporate ladder from laborer to superintend of the Chemical Division at Essex Chemical in a short time and continued to work in management for various Chemical companies until he finally retired in 2006; and

WHEREAS, he served his church Solid Rock for the past 25 years as Chairman of the Trustee Board; he served as Chairman of the Board for the Garden State Grand Lodge and was a member of the Nia Lodge of the Garden State Grand Lodge and also served as a member of the Irvington Planning Board; and

WHEREAS, as a man of god, family man, avid sports fan, trusted employee, civic leader, and organizer we all APPRECIATE you.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby mourns the death of Robert Earl Pittman and sends its sincerest condolences to the members of his family and dear friends.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body as a lasting tribute to Robert Earl Pittman.

Adopted

McElroy – Lyons 13. Commemoration Irvington Pubic Health and Wellness Safety Day

**WECAREPARTNERS, INC OFFICIAL RESOLUTION FOR THE IRVINGTON  
PUBLIC HEALTH AND WELLNESS SAFETY DAY MAY 18,2013**

WHEREAS, WeCarePartners, Inc., a public awareness community resource developed to provide outreach services that help to create healthy and safe neighborhoods has worked



consistently with the Township of Irvington to improve the quality of life for its residents; and

WHEREAS, the Township of Irvington under the leadership of Mayor Wayne Smith and the Municipal Council continues to provide opportunities for neighborhood programs to assist and improve efforts for community development; and

WHEREAS, the Irvington Police Department and Director Joseph Santiago continues to prepare and create activities that help to engage the brave members of the department in methods that improve the quality of life and public safety for the residents; and

WHEREAS, the Irvington Fire Department and Chief Gary Shumlich continues to improve the quality of safety with the courageous members of the department developing services that educate and provide resources to have effective communication with the residents; and

WHEREAS, the Irvington Department of Health and Director Atif Nazir continue to develop resources that offer services to the residents of Irvington partnering with agencies that provide free screenings and health training programs; and

WHEREAS, Health and Safety has been the primary focus for WeCarePartners, Inc. to help develop its outreach mission that involves residents, students and community based organizations; and

WHEREAS, the Mayor’s Wellness Campaign has involved the support from the neighborhood elderly and youth providing initiatives that create safe and healthy communities; and

WHEREAS, the Mayor’s Wellness Campaign is a national incentive to help improve the life of our citizens and to motivate the involvement of activities that work to encourage healthy and safe communities; and

WHEREAS, with the leadership of WeCarePartners, Inc, Herbert D. Glenn, John L Smith, Arnetta M. Glenn, Gaynor Pearce, Tracy Rogers, Valerie Persaud, Sharon Hand, Thomas Ellis, Malika McCall, Garry Harper, Sakinah Bell, Hassan Kirby, Marielle Natara; and

WHEREAS, with the planning participation of the WeCarePartners, Inc. outreach partnership of organizations including the Kool Kids Foundation, Inside with Valerie Persaud, IcyKidz, Team Resurrection, The Irvington Family Development Center, HPAE, Investor Bank, Let Us Play Basketball League, Enough is Enough, The Municipal Council and the Office of the Mayor of Irvington:

NOW, THEREFORE BE IT RESOLVED Y THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the the third Saturday in the month of May to be designated as Irvington Public Health and Wellness Safety Day in the Township of Irvington.

Adopted

10. Communications & Petitions

A. Communications

None

11. Pending Business

None

12. Miscellaneous

A. Bingos and Raffles

Beasley – S. Jones 1 Sacred Heart of Jesus Church

Adopted

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1<sup>st</sup> Reading

McElroy – L.C. Jones 1. Authorize Financial Agreement for Redevelopment Project at Former Irvington General Hospital Site

AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH HILLTOP PARTNERS URBAN RENEWAL I LLC GRANTING A TAX EXEMPTION FOR PHASE I OF THE HILLTOP DEVELOPMENT

All of the Council Members spoke.

Adopted  
No: Inman, Lyons

B. Ordinances on 2nd Reading

1. President Beasley: An Ordinance amending section 40-8 of the revised code regarding the powers and duties of the Police Director will be heard at this time. The Clerk will read the notice of hearing.

The Clerk read the title.

The Clerk will read the ordinance by title.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 40 (POLICE DEPARTMENT) OF THE CODE OF THE TOWNSHIP OF IRVINGTON

WHEREAS, the Rules and Regulations of the Irvington Police Department refer to the Police Chief's enumerated powers as found in N.J.S.A. 40A:14-118 and states that such are the powers he/she is allowed to exercise; and

WHEREAS, to assure that the Township Municipal Code makes clear the duties and responsibilities of the Police Director;

NOW, THEREFORE, BE IT ORDAINED by the Township of Irvington, that Section 40-8 POWERS AND DUTIES OF THE POLICE DIRECTOR of the Code of the Township of Irvington is hereby amended and supplemented as follows:

Section 40-8 POWERS AND DUTIES OF THE POLICE DIRECTOR

- a. The Police Director shall be the Administrator of the Police Department subordinate to the Business Administrator and Mayor.
- b. The Police Director shall give reports to the Irvington Municipal Council twice a month or as requested by the Council. In addition, the Police Director shall provide said reports to the Irvington Municipal Council at the Council Caucus meeting and/or Council Meetings.
- c. The Police Chief shall be accountable to the Police Director and shall submit monthly reports to the Police Director or such reports that are requested by the Police Director.
- d. The Police Director shall attend the Pre-Council Director's meetings twice a month, unless sick or on vacation.
- e. The Police Director shall be responsible for drafting and submitting an annual budget for the Police Department
- f. The Police Director shall be responsible for promulgating rules and regulations which must be reviewed and approved by the Irvington Municipal Council prior to enactment.
- g. The Police Director shall be responsible for promulgating directives and formulating a table of organization for the Police Department.

- h. The Police Director or his designee shall be responsible for rendering discipline as the Hearing Officer.
- i. The Police Director shall not interfere with day to day operations of the Police Department. Specifically, the Police Director shall not communicate any instructions, assignments and/or details to any operational personnel subordinate to the Police Chief or Senior Law Enforcement Officer In-Charge of the Police Department by written, oral, electronic or any other means. Operational personnel shall be defined as all police officers subordinate to the Police Chief, Police Aides, Telecommunication Operators, Clerks, Security Officers and personnel performing day to day operations of the Police Department for the public.
- j. The Police Director shall not officiate or participate in COMSTAT meetings as they are operational accountability meetings that discuss ongoing criminal investigations and other legally restricted police information.
- k. The Police Director shall not conduct or participate in any training or instruction of, to or with any police personnel.

All Ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

The public hearing on this ordinance is now open.

There were no requests to be heard.

L.C. Jones – Lyons                      Motion to close public hearing

Adopted

L.C. Jones – Lyons                      Motion to adopt this ordinance on second reading after public hearing

Adopted

Abstain: S. Jones

2. President Beasley: An ordinance to amend and supplement Chapters 151 of the revised code regarding the unbundling ordinance and Chapter 119 of revised code regarding the definition of development 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.

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON  
AMENDING CHAPTERS 119 AND 151 OF THE MUNICIPAL CODE

WHEREAS, the Municipal Council of the Township (the “Township Council”) designated parcels located in the Township’s Urban Enterprise Zone as an area in need of rehabilitation (the “UEZ Rehabilitation Area”) by Resolution UEZ 07-0227-5; and

WHEREAS, the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the “Act”) authorizes municipalities to adopt a redevelopment plan for an area designated as an “area in need of rehabilitation” pursuant to which redevelopment projects are to be undertaken; and

WHEREAS, in accordance with the provisions of *N.J.S.A. 40A:12A-7* the Township Council adopted a Redevelopment Plan for the UEZ Rehabilitation Area by Ordinance No. 3351, as amended by Ordinance No. 3405, in accordance with the requirements of *N.J.S.A. 40A:12A-7* (as amended, the “Redevelopment Plan”); and

WHEREAS, pursuant to *N.J.S.A.* 40A:12A-7, the Township Council heretofore further amended the Redevelopment Plan by Ordinance No. MC 3487 to create a process for the submission of a general development plan (“GDP”) for projects located within Mixed Use Overlay District-1; and

WHEREAS, Chapter 119, Article V – Security Requirements, of the Township’s Municipal Code (the “Security Ordinance”), requires certain developments in excess of 100 residential units and three stories to post one armed guard at the gated entrance; and

WHEREAS, Chapter 151 – Rent Control, of the Township’s Municipal Code (the “Unbundling Ordinance”), prohibits residential developments from unbundling fees for rent and other development amenities, including, but not limited to, parking; and

WHEREAS, the Township Council has determined that housing units developed (i) pursuant to a GDP approved by the Township Planning Board and (ii) subject to a Redevelopment Agreement with the Township, should not be subject to certain requirements set forth in the Security Ordinance or the Unbundling Ordinance,

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Irvington THAT:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Section 151-3 of the Township’s Municipal Code is hereby amended to add a new Subsection E as follows: “With respect to the unbundling provisions set forth in Section 151-1(E) only, dwellings developed pursuant to a General Development Plan approved by the Planning Board and subject to a Redevelopment Agreement with the Township”.
3. Section 119-31 of the Township’s Municipal Code is hereby amended to restate the definition of “Developments” in its entirety as follows: “Any group of housing units owned or operated by a single individual or entity. The units may be situated in one or more buildings so long as they are referred to as a part of the single development. Notwithstanding the foregoing, the definition of Developments shall not include dwellings developed pursuant to a General Development Plan approved by the Planning Board and subject to a Redevelopment Agreement with the Township.”
4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be judged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall remain valid and effective.
5. The Municipal Code of the Township of Irvington is hereby amended to incorporate the provisions of the Amendment.
6. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
7. This Ordinance shall take effect at the time and in the manner as provided by law.

The public hearing on this ordinance is now open.

There were no requests to be heard.

Beasley - McElroy                      Motion to close public hearing

Adopted

Beasley – McElroy                      Motion to adopt this ordinance on second reading after public hearing

Council Member Inman and Council president Beasley spoke.

Adopted

No: Inman, Lyons

C. Bills & Claims

McElroy – L.C. Jones 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD ENDING MAY 14, 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	\$ 4,065,939.26
SUPPLEMENTAL	\$ 7,686,444.02
TOTAL	\$11,753,383.28

Adopted  
No: Inman, Lyons

McElroy – L.C. Jones 2. Payrolls

April 6, 2013 through April 19, 2013

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,346,277.26	\$158,096.85	\$25,960.02	\$1,530,334.13

Council Members Inman, Lyons and Council President Beasley spoke.

Adopted  
No: Inman

9. Resolutions & Motions

A. Resolutions

Lyons – Frederic 14. Determine the Form and Other Details of Not to Exceed \$53,000,000 of Refunding Bonds

**RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$53,000,000 OF REFUNDING BONDS, SERIES 2013 OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY OR SUCH OTHER AMOUNT AS DETERMINED BY THE CHIEF FINANCIAL OFFICER AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH REFUNDING BONDS TO POWELL CAPITAL MARKETS INC. AND WELLS FARGO SECURITIES**

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

Section 1. An amount not to exceed \$53,000,000 of Refunding Bonds, Series 2013 of the Township of Irvington, in the County of Essex, New Jersey (the "Township"), in specific amounts to be determined as provided herein and as more fully described in a bond ordinance

finally adopted by the Township pursuant to the Local Bond Law and the Municipal Qualified Bond Act on April 23, 2013, and entitled, "Refunding Bond Ordinance of the Township of Irvington, in the County of Essex, New Jersey, Providing for the Refunding of All or a Portion of Certain Fiscal Year Adjustment Refunding Bonds, Series 2003B (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended), School Refunding Bonds, Series 2003C, Consisting of the Current Interest Bonds (School Bond Reserve Act, P.L. 1980, c.72) and General Improvement Refunding Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended) of the Township, Appropriating \$53,000,000 Therefor and Authorizing the Issuance by the Township of Refunding Bonds, Series 2013 in the Aggregate Principal Amount of Not Exceeding \$53,000,000 for Financing the Cost Thereof" shall be issued in three series and shall be designated as set forth in Section 2 (i), (ii) and (iii) hereof (the "Refunding Bonds").

Section 2. The Refunding Bonds, which consist of (i) Fiscal Year Adjustment Refunding Bonds, Series 2013C (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended) (the "Fiscal Year Adjustment Refunding Bonds"), (ii) School Refunding Bonds, Series 2013D (School Bond Reserve Act, P.L. 1980, c.72, as amended) (the "School Refunding Bonds") and (iii) General Improvement Refunding Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended) (the "General Improvement Refunding Bonds") are hereby authorized to be sold to Powell Capital Markets Inc., as representative of itself and Wells Fargo Securities (together, the "Underwriter") at a purchase price determined by the parameters set forth below and otherwise consistent with the parameters set by the Local Finance Board in the Department of Community Affairs, State of New Jersey (the "Local Finance Board") pursuant to NJAC 5:30-2.5 (the "LFB Refunding Parameters"):

- (a) the aggregate principal amount of the Refunding Bonds does not exceed \$53,000,000;
- (b) the net present value savings is at least three percent;
- (c) the debt service on the Refunding Bonds shall be structured such that no annual debt service payment is more than the annual debt service payment on the 2003 Refunded Bonds (as defined herein) in the same year;
- (d) the final year of maturity of the Refunding Bonds does not exceed the final year of maturity of the Refunded Bonds;

- (e) the debt service savings are substantially level in each year across the life of the refunding;
- (f) the True Interest Cost of the Refunding Bonds does not exceed an interest rate that would enable the Township to complete the refunding within the LFB Refunding Parameters; and
- (g) the Underwriter's discount does not exceed \$5.95 per \$1,000 of Refunding Bonds issued.

Section 3. The Chief Financial Officer is hereby authorized and directed, without further authorization, to enter into and execute a purchase contract (the "Purchase Contract") on behalf of the Township with the Underwriter in the form satisfactory to bond counsel to the Township and upon terms consistent with the above parameters. Upon execution of the Purchase Contract, the signature of the Mayor and/or the Chief Financial Officer shall be conclusively presumed to evidence any necessary approvals for the sale of the Refunding Bonds. If the Chief Financial Officer, after consultation with the Underwriter, determines that the above parameters cannot be satisfied in the present market, the Refunding Bonds shall not be sold until such time as said parameters may be amended, in whole or in part, or a sale on different terms is otherwise approved by resolution of this Township Council.

Section 6. (a) The Refunding Bonds shall be issued in the par amounts consistent with the parameters set forth in Section 2 hereof and determined by the Chief Financial Officer to be necessary to pay costs of issuance and, with respect to the Refunding Bonds, to provide an escrow fund that, when invested, will be sufficient to provide for the timely payment of the principal and redemption premium, if any, of and interest on all or a portion of the (i) Fiscal Year Adjustment Refunding Bonds, Series 2003B (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended), dated July 15, 2003, originally issued in the aggregate principal amount of \$22,540,000, maturing in the year 2033 (the "Series 2003B Refunded Bonds"); (ii) School Refunding Bonds, Series 2003C, consisting of the Current Interest Bonds (School Bond Reserve Act, P.L. 1980, c.72), dated July 15, 2003, originally issued in the aggregate principal amount of \$15,195,000, maturing in each of the years 2018 through 2021, inclusive, and 2028 (collectively, the "School Refunded Bonds"); and (iii) General Improvement Refunding Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended), dated July 15, 2003, originally issued in the aggregate principal amount of \$10,385,000, maturing in the year

2033 (the “Series 2003E Refunded Bonds” and, together with the Series 2003B Refunded Bonds and the School Refunded Bonds, the “2003 Refunded Bonds”).

(b) The Refunding Bonds shall be dated and shall bear interest at the rates per annum as the Chief Financial Officer shall determine.

(c) The Refunding Bonds shall be numbered and have such prefix or prefixes as determined necessary by the Chief Financial Officer and be sold and issued with such serial maturities or with such term bond maturities payable from mandatory sinking fund payments made by the Township as determined in the Purchase Contract.

(d) The Refunding Bonds shall mature in each of the years 2013 through 2033, inclusive, or such other dates deemed consistent with the LFB Refunding Parameters and in the principal amounts as may be determined by the Chief Financial Officer and shall bear interest on the dates as may be determined by the Chief Financial Officer.

(e) The Refunding Bonds shall have redemption provisions as are set forth in the Purchase Contract.

(f) The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Refunding Bonds of each series maturing in each year. Both principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of CEDE & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with the Securities Depository. The Securities Depository will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Refunding Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 or any integral multiple thereof through book-entries made on the books and the records of the Securities Depository and its participants except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in the denominations of \$1,000 or any integral multiple thereof.

(g) The principal of and the interest due on the Refunding Bonds will be paid to the Securities Depository by the Township's designated paying agent on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants



of the Securities Depository as listed on the records of the Securities Depository as of the 15th day next preceding each maturity date (assuming a calendar consisting of 12 thirty-day months) (the "Record Dates" for the Refunding Bonds). The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal of the Township (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Clerk.

Section 7. The Refunding Bonds shall be substantially in the following forms with such additions, deletions and omissions as may be necessary for the Township to market the Refunding Bonds:

REGISTERED  
NUMBER A.\_\_\_\_ - \_\_\_\_

REGISTERED  
\$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF ESSEX  
  
TOWNSHIP OF IRVINGTON

B. \_\_\_\_\_

PRINCIPAL AMOUNT:

DATED DATE:

MATURITY DATE:

INTEREST PAYMENT DATES:

INITIAL INTEREST PAYMENT  
DATE:

RATE OF INTEREST PER ANNUM:

CUSIP NUMBER:

TOWNSHIP OF IRVINGTON, in the County of Essex, New Jersey (the "Township") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the MATURITY DATE, the PRINCIPAL AMOUNT, and to pay interest on such sum from the DATED DATE of this bond until the MATURITY DATE at the RATE OF INTEREST PER ANNUM semiannually on the INTEREST PAYMENT DATES in each year until maturity, commencing on the INITIAL INTEREST PAMENT DATE. Interest on this bond will be paid to the Securities Depository by the \_\_\_\_\_, paying agent to the Township (the "Paying Agent") and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the 15<sup>th</sup> day prior to each INTEREST PAYMENT DATE next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the Paying Agent, on behalf of the Township will be paid to the Securities Depository by the Township and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest. The participants are responsible for maintaining the records regarding the beneficial ownership interest in the bonds on behalf of the individual purchasers except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants.

[The bonds of this issue maturing prior to \_\_\_\_\_, 20\_\_, are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after \_\_\_\_\_, 20\_\_ are redeemable at the option of the Township in whole or in part on any date on or after \_\_\_\_\_, 20\_\_ at 100% of the principal amount outstanding (the "Redemption Price") plus interest accrued to the date of redemption upon notice as required herein.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than thirty (30) days, nor more than sixty (60) days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. Any failure of the depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Township; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

So long as CEDE & Co., as nominee of DTC, is the registered owner of this bond, the Township shall send redemption notices only to CEDE & Co. See "Book-Entry Only System" herein for further information regarding conveyance of notices and Beneficial Owners.

If Notice of Redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.]

[This bond is not subject to redemption prior to its stated maturity.]

C. \_\_\_\_\_

As long as The Depository Trust Company is the depository for the Bonds as provided herein, the procedures of The Depository Trust Company will determine the method of selection for redemption within a maturity. Otherwise, it will be by lot or by a similar method.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such constitution or statutes.

IN WITNESS WHEREOF, the Township has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual or facsimile signature of its Clerk and this bond to be dated the DATED DATE as specified above.

TOWNSHIP OF IRVINGTON

By \_\_\_\_\_  
Mayor

ATTEST:

By: \_\_\_\_\_  
Clerk  
Section 1.

By: \_\_\_\_\_  
Chief Financial Officer

Section 2. Section 8. In each of the Fiscal Year Adjustment Refunding Bonds the following language shall be inserted in the places indicated by the corresponding letter in form of the Fiscal Year Refunding Bonds.

- A. FYARB-\_\_.
- B. FISCAL YEAR ADJUSTMENT REFUNDING BOND, SERIES 2013C  
(QUALIFIED PURSUANT TO THE MUNICIPAL QUALIFIED BOND ACT,  
P.L. 1976, c.38, AS AMENDED)
- C. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and the Municipal Qualified Bond Act of the State of New Jersey, and a bond ordinance of the Township duly adopted on April 23, 2013, and entitled, "Refunding Bond Ordinance of the Township of Irvington, in the County of Essex, New Jersey, Providing for the Refunding of All or a Portion of Certain Fiscal Year Adjustment Refunding Bonds, Series 2003B (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended), School Refunding Bonds, Series 2003C, Consisting of the Current Interest Bonds (School Bond Reserve Act, P.L. 1980, c.72) and General Improvement Refunding Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended) of the Township, Appropriating \$53,000,000 Therefor and Authorizing the Issuance by the Township of Refunding Bonds, Series 2013 in the Aggregate Principal Amount of Not Exceeding \$53,000,000 for Financing the Cost Thereof", in all respects duly approved and published as required by law, and a resolution of the Township duly adopted on May 14, 2013.

Section 3. Section 9. In each of the School Refunding Bonds the following language shall be inserted in the places indicated by the corresponding letter in form of the School Refunding Bonds.

- A. SRB-\_\_.
- B. SCHOOL REFUNDING BOND, SERIES 2013D (SCHOOL BOND RESERVE ACT, P.L. 1980, c.72 )

- C. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and a bond ordinance of the Township duly adopted on April 23, 2013, and entitled, "Refunding Bond Ordinance of the Township of Irvington, in the County of Essex, New Jersey, Providing for the Refunding of all or a Portion of Certain Fiscal Year Adjustment Refunding Bonds, Series 2003B (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended), School Refunding Bonds, Series 2003C, Consisting of the Current Interest Bonds (School Bond Reserve Act, P.L. 1980, c.72) and General Improvement Refunding Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended) of the Township, Appropriating \$53,000,000 Therefor and Authorizing the Issuance by the Township of Refunding Bonds, Series 2013 in the Aggregate Principal Amount of Not Exceeding \$53,000,000 for Financing the Cost Thereof" shall be issued as "Refunding Bonds, Series 2013" in all respects duly approved and published as required by law, and a resolution of the Township duly adopted on May 14, 2013.

Section 4. Section 10. In each of the General Improvement Refunding Bonds the following language shall be inserted in the places indicated by the corresponding letter in form of the General Improvement Refunding Bonds.

- A. GIRB-\_\_.
- B. GENERAL IMPROVEMENT REFUNDING BOND, SERIES 2013D  
(QUALIFIED PURSUANT TO THE MUNICIPAL QUALIFIED BOND ACT,  
P.L. 1976, c.38, AS AMENDED)
- C. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and the Municipal Qualified Bond Act of the State of New Jersey, and a bond ordinance of the Township duly adopted on April 23, 2013, and entitled, "Refunding Bond Ordinance of the Township of Irvington, in the County of Essex, New Jersey, Providing for the Refunding of all or a Portion of Certain Fiscal Year Adjustment Refunding Bonds, Series 2003B (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended), School Refunding Bonds, Series 2003C, Consisting of the Current Interest Bonds (School Bond Reserve Act, P.L. 1980, c.72) and General Improvement Refunding

Bonds, Series 2003E (Qualified Pursuant to the Municipal Qualified Bond Act, P.L. 1976, c.38, as Amended) of the Township, Appropriating \$53,000,000 Therefor and Authorizing the Issuance by the Township of Refunding Bonds, Series 2013 in the Aggregate Principal Amount of Not Exceeding \$53,000,000 for Financing the Cost thereof," in all respects duly approved and published as required by law, and a resolution of the Township duly adopted on May 14, 2013.

Section 11. The law firm of McManimon, Scotland & Baumann, LLC is authorized to arrange for the printing of the Refunding Bonds. The proper officials of the Township are hereby authorized and directed to execute the Refunding Bonds and to deliver them to the purchaser upon receipt of payment therefor.

Section 12. The Refunding Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon, Scotland & Baumann, LLC, complete except for omission of its date. The Clerk is hereby authorized and directed to certify the truth and the correctness of the copy of such opinion by executing on each of the Refunding Bonds by facsimile signature a certificate in form satisfactory to that law firm and to file a signed duplicate of such written opinion in the Clerk's office. Alternatively, each Refunding Bond may be accompanied by the signed legal opinion or copy thereof.

Section 13. The Refunding Bonds are being issued to refund the 2003 Refunded Bonds. The Chief Financial Officer shall take all steps necessary to call the 2003 Refunded Bonds on the first available call date at the applicable redemption price, deposit the proceeds of the Refunding Bonds with a bank for the purpose of defeasing the 2003 Refunded Bonds, invest the proceeds of the Refunding Bonds for this purpose and assist with the redemption of the 2003 Refunded Bonds. The Chief Financial Officer is hereby authorized to enter into an agreement with a bank (the "Escrow Deposit Agreement") to effectuate the purpose of this Section 13.

Section 14. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code") in order to preserve the exemption from taxation of interest on any of the Refunding Bonds determined by Bond Counsel to the Township to be issued as tax-exempt obligations (the "Tax-Exempt Bonds"), including the requirement to rebate all net investment earnings on the gross proceeds above the yield on any such Tax-Exempt Bonds, and that it will refrain from taking any action that would adversely affect the tax exemption of any such Tax-Exempt Bonds under the Code.

Section 15. The Township hereby approves the preparation and the distribution of the Preliminary Official Statement on behalf of the Township in the form approved or to be approved by the Chief Financial Officer. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Mayor or the Chief Financial Officer. The Preliminary Official Statement shall be prepared in final form in connection with the issuance of the Refunding Bonds and the Mayor and/or the Chief Financial Officer of the Township are authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Final Official Statements shall be delivered to the Underwriter of the Refunding Bonds within the earlier of seven business days following the sale of the Refunding Bonds or to accompany the Underwriter's confirmations that request payment for the Refunding Bonds.

Section 16. The Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with the Securities Depository, as may be necessary in order to provide that the Refunding Bonds will be eligible for deposit with the Securities Depository and to satisfy any obligation undertaken in connection therewith.

Section 17. In the event that the Securities Depository may determine to discontinue providing its service with respect to the Refunding Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Refunding Bonds which were previously issued in book-entry form shall be converted to Registered Bonds (the "Registered Bonds") in denominations of \$5,000, or any integral multiple thereof, except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in denominations of \$1,000, or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Refunding Bonds held in the beneficial owner's name, will become the registered owner of such Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certificate form.

Section 18. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Refunding Bonds are not exempt from the Rule and provided that the Refunding Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Refunding Bonds remain outstanding (unless the Refunding Bonds have been wholly

deceased), the Township shall provide for the benefit of the holders of the Refunding Bonds and the beneficial owners thereof:

(a) On or prior to 270 days from the end of each fiscal year, beginning with the fiscal year ending December 31, 2013, to the Municipal Securities Rulemaking Board through the Electronic Municipal Market Access Dataport (the "MSRB"), annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data consisting of (i) Township and overlapping indebtedness including a schedule of outstanding debt issued by the Township, (ii) the Township's most current adopted budget, (iii) property valuation information, and (iv) tax rate, levy and collection data. The audited financial information will be prepared in accordance with modified cash accounting as mandated by State of New Jersey statutory principles in effect from time to time or with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law and shall be filed electronically and accompanied by identifying information with the MSRB;

(b) in a timely manner not in excess of ten business days after the occurrence of the event, to the MSRB, notice of any of the following events with respect to the Refunding Bonds (herein "Material Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the obligated person;
- (13) The consummation of a merger, consolidation, or acquisition involving an obligated person or the sale of all or substantially all of the assets of the obligated person, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

For the purposes of the event identified in subparagraph (12) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for an obligated person in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the obligated person, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the obligated person.

(c) in a timely manner to the MSRB, notice of failure of the Township to provide required annual financial information on or before the date specified in this resolution.

(d) If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provisions of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

(e) The Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

(f) In the event that the Township fails to comply with the Rule requirements or the written contracts or undertakings specified in this certificate, the Township shall not be liable for monetary damages. The sole remedy is hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 19. If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provision of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.



Section 20. The Chief Financial Officer shall determine, in consultation with bond counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

Section 21. In the event that the Township fails to comply with the Rule requirements or the written contracts or undertakings specified in this resolution, the Township shall not be liable for any monetary damages, remedy of the beneficial owners of the Refunding Bonds being hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 22. The undertaking may be amended by the Township from time to time, without the consent of the Bondholders or the beneficial owners of the Refunding Bonds, in order to make modifications required in connection with a change in legal requirements or change in law, which in the opinion of nationally recognized bond counsel complies with the Rule.

Section 23. There can be no assurance that there will be a secondary market for the sale or purchase of the Refunding Bonds. Such factors as prevailing market conditions, financial condition or market position of firms who may make the secondary market and the financial condition of the Township may affect the future liquidity of the Refunding Bonds.

Section 24. The Mayor, the Chief Financial Officer, the Clerk and other appropriate representatives of the Township are hereby authorized to take all steps necessary to provide for the issuance of the Refunding Bonds and the refunding of the 2003 Refunded Bonds, including preparing and executing such agreements and documents on behalf of the Township, satisfying in full the requirements of notice of redemption of the 2003 Refunded Bonds and taking all steps necessary or desirable to implement this resolution, such agreements and documents as may be necessary and appropriate and the transactions contemplated thereby.

Section 25. The Mayor and/or Chief Financial Officer are each hereby authorized and directed to pay all costs of issuance in connection with the sale of the Refunding Bonds pursuant to a certificate of the Mayor and/or Chief Financial Officer to be executed upon delivery of the Refunding Bonds, each such cost in an amount not to exceed the amount set forth in Exhibit A

attached hereto or, if in any greater amount, only upon the prior approval of the Township in accordance with the customary procedure for approval and payment of bills.

Section 26. This resolution shall take effect immediately.

Exhibit A

Authorized Costs of Issuance

McManimon, Scotland & Baumann, LLC, Bond Counsel	\$65,000
Samuel Klein & Co., Auditor	\$12,500
Samuel Klein & Co., Verification Agent	\$ 3,500
Moody's Investor Services, Rating Agency	\$35,000
McElwee & Quinn, LLC, Printer	\$ 3,000
Escrow Agent for 2003 Refunded Bonds	\$ 7,500
Paying Agent for Bonds	\$ 3,500
Bond Insurance	**
Publication, Miscellaneous	\$ 5,000
Total:	<u>\$135,000</u>

\*\* To the extent the Underwriter determines that the purchase of a bond insurance policy results in a lower interest rate on the Bonds and produces a savings which is greater than the cost of such bond insurance policy, the Underwriter is authorized to purchase such bond insurance policy to raise the credit rating on the Bonds, lower the interest rate on the Bonds and increase the total net debt service savings produced by the refunding.

Adopted

L.C. Jones - Lyons 15. Waive 20 Day Time Period for Effective Date of Ordinance Establishing the Powers and Duties of the Police Director

WHEREAS, an Ordinance entitled "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 40 (POLICE DEPARTMENT) OF THE CODE OF THE TOWNSHIP OF IRVINGTON" was passed on first reading by the Municipal Council on April 23, 2013, and duly adopted by the Municipal Council after a public hearing on second reading on May 14, 2013; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (a) and Section 5-30 (d) of the Revised Code of the Township of Irvington, an Ordinance shall take effect twenty (20) days after final passage by the Municipal Council and approval by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, two-thirds (2/3) of the full membership of the Municipal Council may declare an emergency, by written resolution, to reduce the twenty (20) day period prescribed by N.J.S.A. 40:69A-181 (a) and Section 5-30 (d) of the Revised Code of the Township of Irvington; and

WHEREAS, the Municipal Council is desirous of having said Ordinance take effect immediately upon the approval by the Mayor, or, in the event of a veto by the Mayor and override by the Municipal Council; immediately upon the Council's vote to override:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON (not less than 2/3 of the full membership thereof affirmatively concurring) that pursuant to the provisions of N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, it does hereby declare that an emergency exists that an Ordinance entitled "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 40 (POLICE DEPARTMENT) OF THE CODE OF THE TOWNSHIP OF IRVINGTON" shall take effect immediately upon the approval of said ordinance by the Mayor, or, in the event of a veto by the Mayor and override by the Municipal Council; immediately upon the Council's vote to override.

Council Member Lyons spoke.

Adopted  
Abstain: S. Jones

Beasley – McElroy 16. Waive 20 Day Time Period for Effective Date of Ordinance Amending Chapter 151 and Chapter 119 of Revised Code

WHEREAS, an Ordinance entitled "ORDINANCE OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON AMENDING CHAPTERS 119 AND 151 OF THE MUNICIPAL CODE” was passed on first reading by the Municipal Council on April 29, 2013, and duly adopted by the Municipal Council after a public hearing on second reading on May 14, 2013; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (a) and Section 5-30 (d) of the Revised Code of the Township of Irvington, an Ordinance shall take effect twenty (20) days after final passage by the Municipal Council and approval by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, two-thirds (2/3) of the full membership of the Municipal Council may declare an emergency, by written resolution, to reduce the twenty (20) day period prescribed by N.J.S.A. 40:69A-181 (a) and Section 5-30 (d) of the Revised Code of the Township of Irvington; and

WHEREAS, the Municipal Council is desirous of having said Ordinance take effect immediately upon the approval by the Mayor, or, in the event of a veto by the Mayor and override by the Municipal Council; immediately upon the Council's vote to override:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON (not less than 2/3 of the full membership thereof affirmatively concurring) that pursuant to the provisions of N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, it does hereby declare that an emergency exists that an Ordinance entitled " ORDINANCE OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON AMENDING CHAPTERS 119 AND 151 OF THE MUNICIPAL CODE” shall take effect immediately upon the approval of said ordinance by the Mayor, or, in the event of a veto by the Mayor and override by the Municipal Council; immediately upon the Council's vote to override.

Adopted  
No: Inman, Lyons

L.C. Jones – McElroy 17. Authorize Temporary Emergency Appropriation too Extend the Calendar Year 2013 Municipal Budget

APPROPRIATIONS WITHIN "CAPS"	
	<i>CY-13</i>
<b>OFFICE OF THE MAYOR</b>	<b><i>Emerg. # 3</i></b>
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	-
<b>Total Office of the Mayor</b>	<b>22,339.50</b>
<b>OFFICE OF THE TOWNSHIP CLERK</b>	-

Township Clerk's Office:	
Salaries and Wages	27,452.96
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	3,364.58
	-
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
<b>Total Office of the Township Clerk</b>	<b>58,119.63</b>
<b><u>OFFICE OF THE TAX ASSESSOR</u></b>	-
Municipal Tax Assessor:	
Salaries and Wages	10,083.33
Other Expenses	8,500.00
<b>Total Office of the Tax Assessor</b>	<b>18,583.33</b>
<b><u>ATTORNEY TO TOWNSHIP COUNCIL</u></b>	-
Legislative Research Officer:	
Salaries and Wages	4,041.67
Other Expenses	83.33
<b>Total Attorney to Township Council</b>	<b>4,125.00</b>
<b><u>OFFICE OF THE TOWNSHIP ATTORNEY</u></b>	-
Township Attorney:	
Salaries and Wages	28,019.58
Other Expenses	15,283.33
<b>Total Office of the Township Attorney</b>	<b>43,302.92</b>
<b><u>DEPARTMENT OF ADMINISTRATION</u></b>	-
Office of the Business Administrator:	
Salaries and Wages	40,210.75
Other Expenses	35,000.00
Other Expenses - Postage	5,833.33
<b>Total Department of Administration</b>	<b>81,044.08</b>
<b><u>DEPARTMENT OF POLICE</u></b>	-
Police:	
Salaries and Wages	1,308,745.73
Overtime	83,333.33
Other Expenses:	-
Cars	-
Other Expenses	43,750.00
<b>APPROPRIATIONS WITHIN "CAPS"(continue)</b>	-
School Guards:	-
Salaries and Wages	115,965.78
Other Expenses	-
Chaplains and Surgeons:	-
Salaries and Wages	458.33
Parking Division:	-
Other Expenses	854.17
<b>Total Department of Police</b>	<b>1,553,107.34</b>
<b><u>DEPARTMENT OF FIRE</u></b>	-

Fire:	
Salaries and Wages	959,541.36
Other Expenses	19,166.67
Uniform Fire Safety	-
Salaries and Wages	-
Other Expenses	-
<b>Total Department of Fire</b>	<b>978,708.02</b>
<b><u>DEPARTMENT OF REVENUE AND FINANCE</u></b>	<b>-</b>
Division of Finance:	
Salaries and Wages	37,279.17
Other Expenses:	-
Administration of Finance	6,269.25
Auditing	-
Insurance:	-
General Liability	280,000.00
Workers Comp	180,000.00
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	1,041.67
Other Expenses	1,041.67
<b>Total Department of Revenue and Finance</b>	<b>1,773,880.18</b>
<b><u>DEPARTMENT OF PUBLIC WORKS</u></b>	<b>-</b>
Division of Engineering:	
Salaries and Wages	24,068.91
Other Expenses	136,247.67
Land Rental, Refuse Dumping:	-
Other Expenses	358,100.00
Division of Streets and Sewers:	-
Salaries and Wages	65,920.48
Other Expenses	5,416.67
Snow Removal:	-
Salaries and Wages	-
Other Expenses	-
Division of Motorized Equipment:	-
Salaries and Wages	24,266.67
Other Expenses	14,000.25
Division of Public Property:	-
Salaries and Wages:	-
Public Buildings	22,626.25
Shade Tree	17,951.24
Other Expenses:	-
Public Buildings	9,632.08
Shade Tree	1,083.33
<b>Total Department of Public Works</b>	<b>679,313.55</b>
<b><u>DEPARTMENT OF HEALTH AND WELFARE</u></b>	<b>-</b>
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	8,866.67
Nursing	1,208.33
Irvington Neighborhood Improvement Corp.	-
Salaries and Wages	-
Other Expenses	-
<b>Total Department of Health and Welfare</b>	<b>37,968.32</b>
<b><u>DEPARTMENT OF PARKS AND RECREATION</u></b>	-
Division of Park Maintenance:	
Salaries and Wages	27,500.00
Other Expenses	2,500.00
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	12,500.00
Other Expenses	6,000.00
<b>Total Department of Parks and Recreation</b>	<b>99,819.33</b>
<b><u>DEPARTMENT OF HOUSING</u></b>	-
Housing Services:	
Salaries and Wages	26,059.96
Other Expenses	2,562.50
<b>Total Department of Housing Services</b>	<b>28,622.46</b>
<b><u>MUNICIPAL COURT</u></b>	-
Municipal Court	
Salaries and Wages	76,944.61
Other Expenses	7,500.00
<b>Total Municipal Court</b>	<b>84,444.61</b>
<b><u>PUBLIC DEFENDER</u></b>	-
Public Defender	
Salaries and Wages	5,375.00
<b>Total Public Defender</b>	<b>5,375.00</b>
<b><u>UNIFORM CONSTRUCTION CODE</u></b>	-
Construction Code Official:	
Salaries and Wages	21,048.52
Other Expenses	1,250.00
<b>Total Construction Services</b>	<b>22,298.52</b>
<b><u>UNCLASSIFIED</u></b>	-
Utilities:	
Electricity, Gas	58,750.00
Telephone and Telegraph	66,729.00
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'	-

<b>Total Unclassified</b>	<b>276,734.83</b>
<b>Total Operations Within "CAPS"</b>	<b><u>5,767,786.63</u></b>
<b><u>Deferred Charges &amp; Statutory Expenditures</u></b>	<b>-</b>
Social Security System (OASI)	100,000.00
State Unemployment Insurance Fund	32,625.00
Fund Administrative Cost	-
Public Employees Retirement System	-
Police & Firemen's Retirement System	-
Judgments	-
Deferred Charges Grants Over	-
Deficit in Operations Health Benefits	-
Deferred Charges	-
Cash Deficit Preceding Year	-
<b>Total Deferred Charges &amp; Statutory Exp</b>	<b>132,625.00</b>
<b>Total Appropriations Within "CAPS"</b>	<b><u>5,900,411.63</u></b>
<b><u>APPROPRIATIONS EXCLUDED FROM "CAPS"</u></b>	<b>-</b>
<b><u>OTHER OPERATIONS</u></b>	<b>-</b>
Joint Sewer Maintenance	-
Maintenance of Free Public Library	97,500.00
911 Dispatch Services	18,271.17
<b>Total Other Operations</b>	<b>115,771.17</b>
<b><u>APPROPRIATIONS EXCLUDED from "CAPS"(continue)</u></b>	<b>-</b>
<b><u>FEDERAL AND STATE GRANTS</u></b>	<b>-</b>
Health IPCHIP - Grant	388,839.00
<b>Total Grants</b>	<b>-</b>
<b>Total Operations Excluded from "CAPS"</b>	<b><u>115,771.17</u></b>
<b><u>MUNICIPAL DEBT SERVICE</u></b>	<b>-</b>
Down Payment on Capital Improvements	-
Capital Improvement Fund	-
Payment of Bond Principal	-
Interest on Bonds	-
Payment of Note Principal	-
Interest on Notes	-
Green Trust Loan Program:	-
Payment of Principal and Interest	20,381.14
Payment of Principal and Interest-2003	-
Payment of Principal & Interest 727 GTP	-
Demolition Loan Repayment	-
NJ Environmental Infrastructure Trust Loan Principal & Interest	25,475.00
Deferred Charges - Emergency Auth 5 Yr	-
Emergency Storm	-
<b>Total Municipal Debt Service</b>	<b>45,856.14</b>
<b>Total Appropriations Excluded from "CAPS" for Municipal Purposes</b>	<b>161,627.31</b>
<b><u>TYPE ONE SCHOOL DEBT</u></b>	<b>-</b>
Payment of Bond Principal	-
Interest on Bonds	-
<b>Total Type One School Debt</b>	<b>-</b>
<b>Total Appropriations Excluded from "CAPS"</b>	<b>161,627.31</b>
<b>Reserve for Uncollected Taxes</b>	<b>-</b>

Total General Appropriations	6,062,038.94
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Council members Inman, Frederic and Council President Beasley spoke.

Adopted  
No: Inman, Lyons

12. Miscellaneous

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

Herbert Glenn, Representing WeCarePartners, Inc.  
James Raheed Williams, 519 – 21<sup>st</sup> Street  
Thecy Faustin, 8 Clements Place  
Frank McBee, 46 Durand Place

Council Members L.C. Jones, Inman, Frederic and Council President Beasley addressed the concerns of the above referenced citizens.

13. Adjournment

There being no further business the meeting adjourned at 9:05 P.M.

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D. Bilal Beasley, Council President

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Harold E. Wiener, Municipal Clerk