

REGULAR COUNCIL MEETING  
JUNE 25, 2013

Council Chamber, Municipal Building  
Irvington, N.J. – Tuesday Evening  
June 25, 2013 - 8:00 P.M.

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

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

Absent: Paul Inman

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

5. Hearing of Council Members

Council President Beasley and Council Members L.C. Jones and Frederic addressed the issues raised by the above referenced citizen.

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

A. Reports

1. Minutes – Directors’ Meeting – 6-11-13
2. Minutes – Planning Board – 5-31-13
3. Municipal Court – Monthly – May
4. Construction Official – Permits Issued in May
5. Board of Adjustment – 2012 Annual Report
6. Minutes – Citizens Advisory Commission – 6-6-13
7. Minutes - Joint Meeting - 4-18-13

7. Reports of Committees

A. Purchasing Committee Minutes – 6-7-13

8. Ordinances, Bills & Claims

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

None

C. Bills & Claims

McElroy – Frederic 2. Payrolls

June 1, 2013 through June 14, 2013

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,350,375.77	\$141,899.05	\$40,538.06	\$1,532,812.88

Adopted  
Absent: Inman

9. Resolutions & Motions

A. Resolutions

Frederic - McElroy 1. Authorize Participation With the Safe & Secure Communities Program Continuation Funding Grant - \$90,000.00

APPROVE PARTICIPATION WITH SAFE & SECURE COMMUNITIES PROGRAM CONTINUATION FUNDING GRANT NUMBER P-5165-12 IN THE AMOUNT OF \$90,000.00 ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS, the Township of Irvington Police Department wishes to “APPLY” for funding in the amount of \$90,000.00 for the Safe & Secure grant program derived from fines imposed on criminal convictions; and

WHEREAS, the Irvington Municipal Council has reviewed the accompanying application for said grant; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Irvington Police Department for the purpose described in the application:

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 Police Department wishes to participate to the fullest extent possible with the State of New Jersey Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the Township of Irvington.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application of said funds.
4. The Division of Criminal Justice shall initiate allocations to each application as authorized.

Adopted  
Absent: Inman

McElroy – L.C. Jones 2. Authorize Participation With the Justice Assistance Grant Local Program Grant (JAG) - \$88,212.00

APPROVE PARTICIPATION AND AUTHORIZES THE IRVINGTON POLICE DEPARTMENT TO SUBMIT AN APPLICATION FOR GRANT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, UNDER THE FY-2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT LOCAL PROGRAM (JAG) IN THE AMOUNT OF \$88,212.00, FOR PURCHASING EQUIPMENT AND IMPLEMENTING STRATEGIES TO PREVENT AND CONTROL CRIME. FURTHERMORE, THIS RESOLUTION AUTHORIZES THE TOWNSHIP OF IRVINGTON TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE PARTICIPATING MUNICIPALITIES OF ESSEX COUNTY.

WHEREAS, the US Department of Justice - Bureau of Justice Assistance, as part of its nationwide strategy to prevent and control crime based on local needs and conditions, has implemented a law enforcement funding program through the FY-2013 Edward Byrne Memorial Justice Assistance Grant Local Program (JAG); and

WHEREAS, the city of Newark, as the largest of the Essex County Municipalities, shall be the lead applicant and shall be responsible for administration of the funds including distribution of the funds, monitoring the award, submitting progress reports, and providing ongoing assistance to sub recipients of the funds; and

WHEREAS, the Memorandum of Agreement has allocated funding for the Irvington Police Department in the amount of \$88,212.00 for the purpose of purchasing equipment and implementing strategies to prevent and control crime.

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

1. The Mayor and/or or his designee, the Police Director, are hereby authorized to enter into a Memorandum of Agreement with the participating Department of Justice requesting grant funding in the amount of \$88,212.00 from the 2013 Edward Byrne Memorial Justice Assistance Grant Local Program for the purpose of purchasing equipment and implementing strategies to prevent and control crime.
2. The Municipal Council hereby approves authorization of this application from the date of application submission to the date of adoption of this authorizing resolution. Upon notification of the receipt of a grant award in connection with this application, the grant is hereby accepted.
3. Upon notification of the receipt of a grant award in connection with this application, the Mayor and/or his designee, the Police Director, are hereby authorized to enter into and execute grant documents with the Bureau of Justice Assistance to receive and expend the grant documents with the Bureau of Justice Assistance to receive and expend the grant award for the purpose of purchasing equipment and implementing strategies to prevent and control crime.
4. The period of the grant is for (2) years commencing upon approval of the application by the U.S. Department of Justice Bureau, Bureau of Justice Assistance.
5. As a matter of public policy the Township of Irvington Police Department wishes to participate to the fullest extent possible with the United States Department of Justice, and will abide by the regulations set forth in the use and reporting of all uses of award grant funds.

Adopted  
Absent: Inman

Beasley – Frederic 3. Authorize Use of Polling Places for the August 13, 2013 Special Primary Election and the October 16, 2013 Special Election to Fill the Unexpired Term of Former U.S. Senator Frank Lautenberg

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the following public buildings are hereby authorized for election purposes for the August 13, 2013 Special Primary Election and the October 16, 2013 Special Election:

WARD	DISTRICT	LOCATION
East	2 & 3	Shelter House, Parkway Playground
East	4	Grove Street Firehouse
West	8	Shelter House, 40th Street Playground
North	6, 7 & 8	Shelter House, Orange Park

Adopted  
Absent: Inman

S. Jones – McElroy 4. Commendation – Josh Evans – Athletic Accomplishments

WHEREAS, for Josh Evans, growing up in Irvington, New Jersey wasn't the easiest thing, however, having strong family support, love and the desire to be successful was enough to keep him focused; and

WHEREAS, Josh started playing football for the Irvington Golden Knights when was 9 and the next season he was the starting Running Back and Linebacker; and

WHEREAS, at age 13 Josh’s mom passed away and sports quickly became his outlet as he was determined to make his mother proud and do everything she had told him to do, particularly doing well in school so he could go to college and get a good job; and

WHEREAS, it was his mother's passing that gave him the motivation to be great and make her proud, and along with the support of his dad, brother and sisters Josh stayed focused in school and continued to excel in sports; and

WHEREAS, there were times when he had to face challenges but his father told him there is always a way to go around them, no different from being on a track field or football field; that if something is in your way you can go around it, jump over it, or just run it over; and

WHEREAS; at Irvington High School Josh was primarily a quarterback and Free Safety, completing 123 of 190 passes for 1,856 yards and 18 TDs and rushed for 1,403 yards with 14 TDs during his career and as a senior, recorded 78 tackles and seven interceptions and also was named the Star-Ledger Essex County Player of the Year and a first-team All-State selection; and

WHEREAS, Josh also lettered in track and helped lead team to the Group III Track co-state championship title while competing in hurdles, relay and high jump; and

WHEREAS, in college Josh was a three year letterman, appearing in 47 games, making 24 starts at Free Safety and accumulating career totals include 154 tackles (101 solo), seven tackles for a loss, five Interceptions, four passes defended, 3.5 sacks and one fumble recovery; and

WHEREAS, some of Josh's other accomplishments are as follows; 2009: Played in eight games and was a defensive reserve, recorded six tackles (four solo), including one tackle in the Sugar Bowl win over Cincinnati, made his first- career tackle vs. Troy, posted two tackles in the regular season finale vs. Florida State; 2010: saw action in all 13 games, making three starts, member of the kickoff return unit and recorded 14 tackles (10 solo); and 2011: made the third start of his career in the 2011 Outback Bowl vs. Penn State, tallying four tackles, made his first-career interception at Vanderbilt, made his first-career start and added two tackles vs. Miami (Ohio), appeared in all 13 games, making eight starts at Free Safety, finished fifth on the team with 51 tackles (38 solo), recorded five tackles (four solo), one sack and one fumble recovery in the Gator Bowl vs. Ohio State and posted a career-high 11 tackles at South Carolina; 2012: started all 13 games at Free Safety, led the team with a career-high 83 tackles (49 solo), posted 2.5 sacks, 4.5 tackles for a loss, three interceptions and three pass breakups, helped defense finish fifth in the nation in scoring defense (14.46 points against per game), fifth in total defense (287.46 yards per game) and 17th in pass defense (192.54 yards per game), made five or more tackles in 12 of 13 games, led the team in tackles in four of 13 games and posted a season-high eight tackles vs. Texas A&M.

WHEREAS, as long as Josh had faith in his family and his mother's memory in his heart, nothing could hold him back and now Josh Evans has been selected by the Carolina Panthers to play professional football in the National Football League;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby commends Irvington's Josh Evans on his superior athletic accomplishments and wishes him success and a long healthy career as a professional football player; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body as a lasting tribute to the many successes of Josh Evans.

Adopted  
Absent: Inman

Frederic – L.C. Jones 5. Authorize Handicapped Parking Spaces in Front of 189 Nesbit Terrace and 166-68 Eastern Parkway

WHEREAS, N.J.S.A. 39:4-197.5 provides that a Municipality may by resolution provide for restricted parking spaces in front of residences for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206; and

WHEREAS, a request has been made for a restricted parking spaces in front of 189 Nesbit Terrace and 166-68 Eastern Parkway:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a parking space restricted for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206, be established in front of 189 Nesbit Terrace and 166-68 Eastern Parkway; and

BE IT FURTHER RESOLVED that the Department of Neighborhood Services is directed to place a sign designating said handicapped parking space.

Adopted  
Absent: Inman

Beasley – McElroy 6. Appointment – Municipal Alliance Committee – Rodney White

WHEREAS, vacancies currently exist on the Municipal Alliance Committee due to the expiration of the terms of its members:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following named person is hereby appointed as a member of the Municipal Alliance Committee for a term as indicated below:

NAME & ADDRESS	APPOINTED BY	TERM TO EXPIRE
Rodney White 624 Nye Avenue (Mailing Address: 41-46 Durand Place)	Council Member Beasley	12-22-95

Adopted  
Absent: Inman

10. Communications & Petitions

A. Communications & Petitions

- 1. Mayor Smith – Planning Board Re-Appointment – Adrian Desroe
- 2. Rudolph Johnson – Resignation as Member of the Zoning Board of Adjustment

B. Petitions

None

11. Pending Business

- A. Provide Resident Parking Permits on Maple Avenue From Springfield Avenue to Clinton Avenue from 8:00 P.M. to 8:00 A.M.
- B. Prohibit Parking on Both Sides of a Portion of Laventhal Avenue on Street Cleaning Days
- C. Establish Fire Registration Fees for Non-Life Hazard Uses and Smoke Detector Carbon Monoxide Inspection Fees

12. Miscellaneous

A. Bingos and Raffles

None

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

B. Ordinances on 2nd Reading

1. President Beasley: An ordinance providing for a change in the stipend for acting municipal prosecutors from \$200.00 per court session to \$300.00 per court session will be heard at this time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE TO AMEND CHAPTER 98 (FEES AND LICENSES) OF THE CODE OF THE TOWNSHIP OF IRVINGTON ESTABLISHING RATE OF PAY FOR SUBSTITUTE MUNICIPAL PROSECUTORS

WHEREAS, from time to time the Municipal Court requires a Substitute Prosecutor to fill in or cover the court in the absence of the regular Prosecutor (in the event that they are out sick or on vacation) ; and

WHEREAS, it is vital that each court session has a Prosecutor, if the court has no Municipal Prosecutor on a given day it essentially is not able to function properly or disburse justice to the many residents who come to court and have to have their cases rescheduled for another day; and

WHEREAS, the Township must compensate the substitute for services rendered.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Irvington that Chapter 98 (Fees and Licenses) of the Code of the Township of Irvington shall be amended as follows:

(1) The Substitute Municipal Prosecutors in the Irvington Municipal Court will be paid at a rate of \$300 per session (a full day or full evening) for their services rendered in the Municipal Court.

All ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

This ordinance shall take effect upon final passage in accordance with law.

The public hearing on this ordinance is now open.

There were no requests to be heard.

S. Jones - L.C. Jones                      Motion to close public hearing

Adopted  
Absent: Inman

S. Jones - L.C. Jones                      Motion to adopt this ordinance on second reading after public hearing

Adopted  
No: Lyons  
Absent: Inman

2. President Beasley: An ordinance establishing a \$350.00 fee for registration of vacant and abandoned properties will be heard at this time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE TO AMEND CHAPTER 148 (PROPERTY MAINTENANCE) OF THE CODE OF THE TOWNSHIP OF IRVINGTON REQUIRING REGISTRATION OF ALL VACANT PROPERTIES BY OWNERS AND BENEFICIARIES AND ESTABLISHING CERTAIN SECURITY AND MAINTENANCE REQUIREMENTS.

WHEREAS, the Administration and City Council desire to establish legislation that requires abandoned properties to be properly registered, secured and maintained; and

WHEREAS, such legislation serves to protect the health, safety and welfare of Irvington residents and neighborhoods where such properties exist;

NOW, THEREFORE, BE IT ORDAINED that Chapter 148 (Registration Fee) of the Code of the Township of Irvington is hereby amended and supplemented as follows:

Section 1: Any person, company, corporation or beneficiary, whose property becomes vacant or shows evidence of vacancy, it is herein to be considered abandoned and shall within ten (10) days of receiving notice of the declaration of vacancy register said property with the Director of the Department of Neighborhood Services or his or her designee.

The registration shall contain the name of any owner including any beneficiary, the direct street address of the owner (No P.O. Boxes), a direct contact name and number and in the case of a corporation the name, address and number for the local property manager, the person responsible for security, maintenance and marketing of the property, if applicable.

An annual registration fee of Three Hundred Fifty (\$350.00) Dollars shall accompany the registration form submitted. The fee will be required by July 1<sup>st</sup> of each year, and must be received no later than July 10<sup>th</sup> of the year due.

It is the responsibility of the owner to secure the property registered under this ordinance. Secure means, but is not limited to, the closure and locking of windows, doors (including garage), gutter and any other opening. In the case of windows, such shall be secured by means of re-glazing or boarding of same.

If the property is owned by a corporation or out of area owner, a local property management company shall be contracted to perform weekly inspections to verify compliance with the ordinance. Out of the area shall mean any owner located at least fifty (50) miles away from subject property. The property, if vacant, shall be posted with a name and twenty-four (24) hour contact number of the local property management company or a twenty-four (24) hour number for the owner. The posting shall be no less than 18 x 24 with words in a prominent font and legible. The words, "Property Managed By and "To Report Problems or Concerns Call.... ", shall appear on the posted sign. The posting shall be on the inside of an interior window facing the street or on at least one boarded window facing the street or secured on the exterior of the building facing the street where such can be read from the street. The posting of such on a visible stake in front of the property is acceptable.

#### Section II: Enforcement Authority

Inspectors under the authority of the Director shall have the authority to issue a summons for any violations found under this ordinance. The Township Police Department is also authorized herein to issue appropriate summonses.

#### Section III: Additional Authority

In addition, the Director of the Department of Neighborhood Services or his or her designee shall have the authority to require the owner/beneficiary to implement additional maintenance and/or security measures, including requiring a specific type of material for closure purposes, requiring additional lighting, the providing of security guard protection if such building is located in an industrial area or isolated area as determined by the Director, or any other reasonable measures designed to assist in securing the property or rendering it from further decline.

#### Section IV: Fees and Fines

In addition to the registration fee referenced herein (\$350.00 per year) a fine of no less than Three Hundred Fifty (\$350.00) Dollars, and no more than One Thousand (\$1,000.00) Dollars shall be imposed for each violation for which the culpable party is found responsible. Such fines shall only be issued by a Municipal Court Judge after entertainment of the Summons and proper due process provided. Each day a violation exists may be considered a separate violation for penalty purposes.

#### Section V: Maintenance

Properties subject to this ordinance shall be kept free of all weeds, dry bushes, dead vegetation, junk, debris, building material and garbage. Furthermore, there shall not be permitted any accumulation of flyers, notices, discarded personal items of any sort that give the appearance that the property is vacant or abandoned. The property owner shall be responsible for the removal of any graffiti. Visible front side yards and back yards shall be kept properly landscaped according to existing code standards.

BE IT FURTHER ORDAINED, that any Ordinances of the Township that are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that if any part of this Ordinance shall be deemed invalid, such part shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect after its final passage and publication in accordance with the law.

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street  
Eric Dixon, 17 Ruth Street  
Eugene Otto, 35 Ellery Avenue

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

Adopted  
Absent: Inman

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

Adopted  
Absent: Inman

C. Bills & Claims

McElroy – Beasley 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD ENDING JUNE 25, 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	\$ 339,458.40
SUPPLEMENTAL # 1	\$1,876,588.11
TOTAL	\$2,216,046.51

Adopted  
No: Lyons  
Absent: Inman

9. Resolutions & Motions

A. Resolutions

L.C. Jones - McElroy 7. Authorize Temporary Emergency Appropriation to Extend the Calendar Year 2013 Temporary Municipal Budget

<u>APPROPRIATIONS WITHIN "CAPS"</u>	
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	<u><i>CY-13</i></u>
<b><u>OFFICE OF THE MAYOR</u></b>	<b><u><i>Emerg. # 4</i></u></b>
Mayor's Office:	
Salaries and Wages	35,662.60
Other Expenses	1,041.67
Irvington Mental Health Center:	-
Other Expenses	2,295.00
Planning Board:	-
Salaries and Wages	3,758.68
Other Expenses	742.67
Office of Emergency Management:	-
Salaries and Wages	816.05
Other Expenses	-
Mayor's Committees:	-
Salaries and Wages	-
Other Expenses	-
<b>Total Office of the Mayor</b>	<b>44,316.66</b>
<b><u>OFFICE OF THE TOWNSHIP CLERK</u></b>	
Township Clerk's Office:	
Salaries and Wages	50,814.63
Other Expenses	2,067.95
Elections:	-
Salaries and Wages	6,500.00
Other Expenses	17,500.00
Council's Office:	-
Salaries and Wages	23,279.85
Other Expenses	3,364.58
	-
Board of Adjustment:	-
Salaries and Wages	9,457.37
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>115,244.81</b>
<b><u>OFFICE OF THE TAX ASSESSOR</u></b>	
Municipal Tax Assessor:	
Salaries and Wages	14,488.82
Other Expenses	-
<b>Total Office of the Tax Assessor</b>	<b>14,488.82</b>
<b><u>ATTORNEY TO TOWNSHIP COUNCIL</u></b>	
Legislative Research Officer:	
Salaries and Wages	6,581.72
Other Expenses	83.33
<b>Total Attorney to Township Council</b>	<b>6,665.05</b>
<b><u>OFFICE OF THE TOWNSHIP ATTORNEY</u></b>	
Township Attorney:	
Salaries and Wages	63,965.21
Other Expenses	15,283.33
<b>Total Office of the Township Attorney</b>	<b>79,248.55</b>
<b><u>DEPARTMENT OF ADMINISTRATION</u></b>	
Office of the Business Administrator:	
Salaries and Wages	79,925.89
Other Expenses	18,788.33
Other Expenses - Postage	5,833.33

<b>Total Department of Administration</b>	<b>104,547.56</b>
<b><u>DEPARTMENT OF POLICE</u></b>	
Police:	
Salaries and Wages	2,997,195.73
Overtime	83,333.33
Other Expenses:	-
Cars	-
Other Expenses	43,750.00
<b>APPROPRIATIONS WITHIN "CAPS"(continue)</b>	-
School Guards:	-
Salaries and Wages	74,773.49
Other Expenses	875.00
Chaplains and Surgeons:	-
Salaries and Wages	458.33
Parking Division:	-
Other Expenses	854.17
<b>Total Department of Police</b>	<b>3,201,240.05</b>
<b><u>DEPARTMENT OF FIRE</u></b>	
Fire:	
Salaries and Wages	2,294,378.38
Other Expenses	19,166.67
Uniform Fire Safety	-
Salaries and Wages	2,500.00
Other Expenses	416.67
<b>Total Department of Fire</b>	<b>2,316,461.71</b>
<b><u>DEPARTMENT OF REVENUE AND FINANCE</u></b>	
Division of Finance:	
Salaries and Wages	95,640.29
Other Expenses:	-
Administration of Finance	6,269.25
Auditing	8,750.00
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	37,482.60
Other Expenses	4,625.00
Division of Licenses:	-
Salaries and Wages	14,538.28
Other Expenses	375.00
Division of Central Purchasing:	-
Salaries and Wages	11,538.44
Other Expenses	1,041.67
<b>Total Department of Revenue and Finance</b>	<b>1,696,196.68</b>
<b><u>DEPARTMENT OF PUBLIC WORKS</u></b>	
Division of Engineering:	
Salaries and Wages	70,036.74
Other Expenses	136,247.67
	-
Land Rental, Refuse Dumping:	-
Other Expenses	258,333.33
Division of Streets and Sewers:	-
Salaries and Wages	139,397.24
Other Expenses	5,416.67
Snow Removal:	-

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Salaries and Wages	21,620.73
Other Expenses	-
Division of Motorized Equipment:	-
Salaries and Wages	52,591.69
Other Expenses	14,000.25
Division of Public Property:	-
Salaries and Wages:	-
Public Buildings	45,529.03
Shade Tree	37,371.55
Other Expenses:	-
Public Buildings	9,632.08
Shade Tree	1,083.33
<b>Total Department of Public Works</b>	<b>791,260.31</b>
<b>DEPARTMENT OF HEALTH AND WELFARE</b>	
Division of Health:	
Salaries and Wages:	
Health Administration	18,342.10
Environmental Health	28,193.94
Nursing	10,486.51
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>68,514.22</b>
<b>DEPARTMENT OF PARKS AND RECREATION</b>	
Division of Park Maintenance:	
Salaries and Wages	92,396.52
Other Expenses	833.33
Division of Recreation:	-
Salaries and Wages	93,159.08
Other Expenses	6,250.00
Public Events and Celebration:	-
Other Expenses	6,072.50
Senior Citizen Center:	-
Salaries and Wages	9,017.45
Other Expenses	104.17
Irvington Municipal Pool:	-
Salaries and Wages	20,000.00
Other Expenses	11,157.00
<b>Total Department of Parks and Recreation</b>	<b>238,990.05</b>
<b>DEPARTMENT OF HOUSING</b>	
Housing Services:	
Salaries and Wages	56,684.99
Other Expenses	2,562.50
<b>Total Department of Housing Services</b>	<b>59,247.49</b>
<b>MUNICIPAL COURT</b>	
Municipal Court	
Salaries and Wages	109,211.44
Other Expenses	13,220.83
<b>Total Municipal Court</b>	<b>122,432.28</b>
<b>PUBLIC DEFENDER</b>	
Public Defender	

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Salaries and Wages	6,950.00
<b>Total Public Defender</b>	<b>6,950.00</b>
<b><u>UNIFORM CONSTRUCTION CODE</u></b>	
Construction Code Official:	
Salaries and Wages	34,969.46
Other Expenses	1,250.00
<b>Total Construction Services</b>	<b>36,219.46</b>
<b><u>UNCLASSIFIED</u></b>	
Utilities:	
Electricity, Gas	111,250.00
Telephone and Telegraph	86,729.17
Telephone Lease System	-
Fire Hydrants	72,825.00
Water	6,666.33
Gasoline	70,416.67
Street Lighting	111,250.00
Prior Year Salary Adjustments	-
Emergency Dispatch Services (Transportation)	17,430.83
Tax Appeals'	-
<b>Total Unclassified</b>	<b>476,568.00</b>
<b>Total Operations Within "CAPS"</b>	<b>9,378,591.68</b>
<b><u>Deferred Charges &amp; Statutory Expenditures</u></b>	
Social Security System (OASI)	177,348.38
State Unemployment Insurance Fund	32,625.00
Fund Administrative Cost	-
Public Employees Retirement System	-
Police & Firemen's Retirement System	-
Judgments	10,500.00
Deferred Charges Grants Over	-
Deficit in Operations Health Benefits	-
Deferred Charges	-
Cash Deficit Preceding Year	-
<b>Total Deferred Charges &amp; Statutory Exp</b>	<b>220,473.38</b>
<b>Total Appropriations Within "CAPS"</b>	<b>9,599,065.06</b>
<b><u>APPROPRIATIONS EXCLUDED FROM "CAPS"</u></b>	
<b><u>OTHER OPERATIONS</u></b>	
Joint Sewer Maintenance	878,785.00
Maintenance of Free Public Library	97,500.00
911 Dispatch Services	37,021.17
	-
<b>Total Other Operations</b>	<b>1,013,306.17</b>
<b><u>APPROPRIATIONS EXCLUDED from "CAPS"(continue)</u></b>	
<b><u>FEDERAL AND STATE GRANTS</u></b>	
Health IPCHIP - Grant	388,839.00
<b>Total Grants</b>	-
<b>Total Operations Excluded from "CAPS"</b>	<b>1,013,306.17</b>
<b><u>MUNICIPAL DEBT SERVICE</u></b>	
Down Payment on Capital Improvements	-
Capital Improvement Fund	-
Payment of Bond Principal	1,717,191.17

Interest on Bonds	1,078,979.33
Payment of Note Principal	-
Interest on Notes	-
Green Trust Loan Program:	-
Payment of Principal and Interest	-
Payment of Principal and Interest-2003	-
Payment of Principal & Interest 727 GTP	-
Demolition Loan Repayment	74,144.34
NJ Environmental Infrastructure Trust Loan Principal & Interest	74,238.81
Deferred Charges - Emergency Auth 5 Yr	-
Emergency Storm	-
<b>Total Municipal Debt Service</b>	<b>2,944,553.65</b>
<b>Total Appropriations Excluded from "CAPS"</b>	
<b>for Municipal Purposes</b>	<b>3,957,859.82</b>
<b><u>TYPE ONE SCHOOL DEBT</u></b>	
Payment of Bond Principal	709,225.00
Interest on Bonds	1,110,082.78
<b>Total Type One School Debt</b>	<b>1,819,307.78</b>
	-
<b>Total Appropriations Excluded from "CAPS"</b>	<b>5,777,167.60</b>
<b>Reserve for Uncollected Taxes</b>	-
<b>Total General Appropriations</b>	<b>15,376,232.66</b>

Adopted  
No: Lyons  
Absent: Inman

McElroy – L.C. Jones 8. Waive 20 Day Waiting Period for Ordinance Establishing \$350.00 Fee for Abandoned and Vacant Properties

WHEREAS, an Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 148 (PROPERTY MAINTENANCE) OF THE CODE OF THE TOWNSHIP OF IRVINGTON REQUIRING REGISTRATION OF ALL VACANT PROPERTIES BY OWNERS AND BENEFICIARIES AND ESTABLISHING CERTAIN SECURITY AND MAINTENANCE REQUIREMENTS” was passed on first reading by the Municipal Council on June 11, 2013, and duly adopted by the Municipal Council after a public hearing on second reading on June 25, 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 CHAPTER 148 (PROPERTY

MAINTENANCE) OF THE CODE OF THE TOWNSHIP OF IRVINGTON REQUIRING REGISTRATION OF ALL VACANT PROPERTIES BY OWNERS AND BENEFICIARIES AND ESTABLISHING CERTAIN SECURITY AND MAINTENANCE REQUIREMENTS” 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  
Absent: Inman

Lyons – McElroy 9. Award Emergency Contract for Manhole and Street Collapse Repair At University Place and Munn Avenue – Your Way Construction - \$13,150.00 [ADD ON BY ADMINISTRATION]

**AWARD AN EMERGENCY CONTRACT FOR UNIVERSITY PLACE AND MUNN AVE  
MANHOLE AND STREET COLLAPSE**

WHEREAS, on June 18, 2013, the manhole and street collapsed at University Place and Munn Avenue; and

WHEREAS, a licensed contractor is needed to repair the collapsed street and manhole; and

WHEREAS, vehicles and pedestrians need to access the street for school and other purposes; and

WHEREAS, if not abated immediately, will create a greater hazard to the Township's sewer system; and

WHEREAS, Your Way Construction is available and has provided a quote to repair the street and Manhole; and

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Acting Director of Neighborhood Services/Mayor of the Township of Irvington declared an emergency and Your Way Construction, General Construction and Site Work, located at 404 Coit street, Irvington, NJ 07111 had the necessary equipments available immediately to perform the work on an emergency basis; and

WHEREAS, the total cost to complete the required work is \$13,150.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Acting Director of Neighborhood Service/Mayor of the Township of Irvington to authorize an emergency contract in the amount of \$13,150.00, with Your Way Construction, General Construction and Site Work, located at 404 Coit street, Irvington, NJ 07111 to repair the street and manhole.

BE IT FURTHER RESOLVED, the Chief Financial Officer will pay, to Your Way Construction, General Construction and Site Work, the complete amount of \$13,150.00 from Account Number 3-01-21-165-165-118 on purchase order number 13-02520 for this expenditure.

Adopted  
Absent: Inman

McElroy – S. Jones 10. Authorize Acceptance of Local Government Energy Audit Grant Funds - \$6,500.00 [ADD ON BY ADMINISTRATION]

**LOCAL GOVERNMENT ENERGY AUDIT PROGRAM RESOLUTION PURSUANT TO  
DLGS AUTHORIZATION**

WHEREAS, the Township of Irvington desires to apply for a Local Government Energy Audit Program grant from the New Jersey Board of Public Utilities, Office of Clean Energy in the amount of \$6,500.00 for the purpose of conducting an energy audit; and

WHEREAS, the Township of Irvington has previously submitted Part A of the Application to the Office of Clean Energy and has completed Part B of the Application, including scope of work; solicitation of quotations from vendors; a recommendation and cost proposal from Concord Engineering who has been determined to be the most advantageous, price and other factors considered; and facility data forms for each facility to be audited; and

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount; and

WHEREAS, the Township of Irvington may, by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, a Request for Proposals was issued under State Contract #T2545 and three proposals were received and evaluated, with Concord Engineering being recommended as the most advantageous, price and other factors considered.

NOW, THEREFORE, BE IT RESOLVED, that upon notice of the Board of Public Utilities' Office of Clean Energy, the Township of Irvington herewith accepts the award of a grant to conduct an energy audit in the amount of \$6,500.00.

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$6,500.00 which is anticipated to be available from the Office of Clean Energy from the aforementioned Grant.

BE IT FURTHER RESOLVED, that the like sum of \$ 6,500.00 is hereby appropriated under the caption Local Energy Audit.

BE IT FURTHER RESOLVED, that the sum of \$6,500.00 representing the amount required for the Township of Irvington's share of the aforementioned undertaking appears in the 2013 budget under the caption of Local Energy Audit; and is hereby appropriated under the caption of Local Energy Audit.

BE IT FURTHER RESOLVED that upon receipt of the Notice of Award from the Office of Clean Energy the Township of Irvington is authorized to enter into a contract with Concord Engineering pursuant to the proposal received for said services.

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the services are ordered, and a separate certification of availability of funds is made by the Chief Finance Officer.

BE IT FURTHER RESOLVED that a copy of Part A and cover sheets of Part B Forms of the Local Government Energy Audit Program grant application be annexed hereto and a copy be submitted to the Director of the Division of Local Government Services with this resolution.

Adopted  
Absent: Inman

## 12. Miscellaneous

NOTE: At this point Council President Beasley left the meeting at 8:23 P.M.

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

Howard Esser, 31 Bamford Place  
Eugene Otto, 35 Ellery Avenue  
Elouise McDaniel, 214 Nesbit Terrace  
Eric Dixon, 17 Ruth Place  
Frank McBee, 46 Durand Place  
Rodney White, 624 Nye Avenue  
Cathy Southerland, 50 Adams Street

James Rasheed Williams, 519 – 21<sup>st</sup> Street  
Rosemary Horner, 31 Oakland Street  
Conrad McPherson, 10 Leslie Place

Council Members McElroy, Lyons. S. Jones, Frederic and L.C. Jones addressed the issues raised by the above referenced citizens.

13. Adjournment

There being no further business, the meeting was adjourned at 9:02 P.M.

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D. Bilal Bealsey, Council President

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Harold E. Wiener, Municipal Clerk