

REGULAR COUNCIL MEETING  
FEBRUARY 3, 2015  
RE-SCHEDULED FROM JANUARY 27, 2015

Council Chamber, Municipal Building  
Irvington, N.J. – Tuesday Evening  
February 3, 2015 - 8:00 P.M.

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

Present: Renee C. Burgess, Vernal Cox, October Hudley, Paul Inman, Sandra R. Jones, David Lyons, Charnette Frederic

Absent: None

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

At this point the oath of office was administered to Council Member Vernal C. Cox by Essex County Clerk Christopher J. Durkin.

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

Cathy Southerland, 50 Adams Street  
Elouise McDaniel, 214 Nesbit Terrace  
Barbara Foley, Professor, Rutgers University  
Loretta Short, Chair, Essex County Chapter, National Organization for Women

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 – 1-13-15
2. Construction Official – Permits Issued December, 2014
3. Joint Meeting – Minutes – 11-13-14

7. Reports of Committees

None

8. Ordinances, Bills & Claims

B. Ordinances on 2nd Reading

None

C. Bills & Claims

Jones – Lyons 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD JANUARY 27, 2015, 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	\$5,626,676.54
TOTAL	\$5,626,676.54

Adopted

9. Resolutions & Motions

A. Resolutions

Cox – Hudley 1. Confirm Mayor's Nomination of Norma Carty as a Member of the Library Board of Trustees

WHEREAS, N.J.S.A. 40:54-9 requires that the exercise of advice and consent to actions by the Mayor to appoint Trustees to the Irvington Free Public Library be by resolution of the Municipal Council; and

WHEREAS, the Mayor has submitted the re-nomination of Norma Carty, 231 Nesbit Terrace, Irvington, N.J. as a member of the Irvington Library Board of Trustees for a term to expire on December 31, 2019, for the advice and consent of the Municipal Council:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the re-nomination by the Mayor of Norma Carty, 231 Nesbit Terrace, Irvington, N.J. as a member of the Irvington Library Board of Trustees for a term to expire on December 31, 2019 be confirmed by the Municipal Council.

Adopted

Jones – Frederic 2. Support State Grand Jury Reform

**RESOLUTION IN SUPPORT OF STATE GRAND JURY REFORM**

WHEREAS, recently in the State of Missouri and the State of New York incidents involving altercations with local police have resulted in the death of two Afro American youths.

WHEREAS, in both incidents the young men were unarmed and not in the process of committing a felony.

WHEREAS, in both incidents the local police prosecutor empanelled a grand jury to hear evidence as to whether each death was a result of violation of law by the perpetrating officer

WHEREAS, the Grand Juries after hearing the evidence presented by both local prosecutors voted not to charge any local police officer involved with a violation of the law.

WHEREAS, the Prosecutor presenting the evidence in both incidents are the same prosecutors who on a daily basis intimately deal with the Local Police in presenting other evidence to multiple Grand Juries.

WHEREAS, an appearance of conflict and impropriety appears causing tension and turmoil in each community among all groups of citizens.

WHEREAS, though we take no position on the validity of each decision nor do we question the integrity of all parties, we feel in the future to foster ethnic unity and to avoid social upheaval and disorder this appearance of unfairness needs to be eliminated.

WHEREAS, as a result we call for our State Legislators to amend our State Statutes mandating the appointment of an independent Prosecutor to present evidence to a Grand Jury where an incident occurs with police officers and individuals, resulting in the severe injury or death of the individual.

NOW THEREFORE BE IT RESOLVED, that the Irvington Municipal Council encourages our Legislators to adopt a bill amending the State Statue regarding the impaneling of Local Grand Juries to call for the mandatory appointment of a special prosecutor for alleged incidents between a law enforcement officer and a person that results in severe bodily harm or death.

BE IT FURTHER RESOLVED that we encourage all other states that have a Grand Jury System to adopt similar Legislation.

Adopted

Hudley – Lyons 3. Establish Handicapped Parking Space in Front of 18 Tiffany Place, 60 Augusta Street and 278 Isabella Avenue

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, requests have been made for restricted parking spaces in front of 18 Tiffany Place, 60 Augusta Street and 278 Isabella Avenue:

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 18 Tiffany Place, 60 Augusta Street and 278 Isabella Avenue; and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to place a sign designating said handicapped parking spaces.

Adopted

Frederic – Burgess 4. Confirm Mayor's Nomination of Rodney White as a Member of the Library Board of Trustees

WHEREAS, N.J.S.A. 40:54-9 requires that the exercise of advice and consent to actions by the Mayor to appoint Trustees to the Irvington Free Public Library be by resolution of the Municipal Council; and

WHEREAS, the Mayor has submitted the nomination of Rodney White, 41 Durand Place, Irvington, N.J., replacing Mia Miller, as a member of the Irvington Library Board of Trustees for a term to expire on December 31, 2017, for the advice and consent of the Municipal Council:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the nomination by the Rodney White, 41 Durand Place, Irvington, N.J., replacing Mia Miller, as a member of the Irvington Library Board of Trustees, for a term to expire on December 31, 2017 be confirmed by the Municipal Council.

Adopted

Lyons – Hudley 5. Authorize Change Order #3 for Demolition of Properties – Remove 56 Cummings Street - Reduce Contract Price by \$19,000.00

A RESOLUTION AUTHORIZING CHANGE ORDER #3 FOR THE PROJECT KNOWN AS "DEMOLITION OF VARIOUS PROPERTIES IN THE TOWNSHIP OF IRVINGTON"

WHEREAS, a contract was awarded to IBN Corporation., by resolution number DHS 14-0812-3 in the amount of \$279,950.00 for the demolition of various properties in the Township of Irvington; and,

WHEREAS, change order resolution number DHS 14-1015-4 increase the total demolition contract to \$324,000.00; and,

WHEREAS, change order resolution number DHS 14-1028-5 increase the total contract by \$2,695.00; and,

WHEREAS, the Housing Director has deemed that the property located at located 56 Cummings must be taken off the demolition list because the homeowner has satisfied all lien requirements; and,

WHEREAS, the Administration agreed with said recommendation; and,

WHEREAS, by removing 56 Cummings Street from the demolition list, the total contract would decrease by \$19,000.00; and,

THEREFORE, BE IT RESOLVED, that the Mayor be and is hereby authorized to execute Change Order #3 with IBN Corporation for the demolition of various properties in the Township of Irvington, decreasing the total contract to \$307,695.00; and,

BE IT RESOLVED, that the required certification of availability of funds C4-00255 will be reduced to \$307,695.00 from account number C-04-56-846-012-901.

Adopted

Burgess – Hudley 6. Authorize Emergency Contract for Sink Hole Repair on Tremont Terrace - Your Way Construction - \$9,300.00

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR A SINK HOLE REPAIR LOCATED ON TREMONT TERRACE TO YOUR WAY CONSTRUCTION, GENERAL CONSTRUCTION AND SITE WORK**

WHEREAS, on January 06, 2015, a hole opened in the middle of Tremont Terrace causing a sink hole in the middle of street, and;

WHEREAS, the Township Engineer and Assistant Superintendent of Streets and Sewer determined that the possible collapsed inlet may have caused the opening in the middle of street creating a large sink hole, and;

WHEREAS, the scope of work required to repair the collapsed sink hole requires heavy duty equipment and personnel, and;

WHEREAS, the Public Works Director has declared an emergency and authorized the hiring of a general contractor, and;

WHEREAS, the Township obtained three quotes from the following vendors:- Your Way Construction, J. Fletcher Creamer & Son, Inc. and Shauger property Services, Inc.,

WHEREAS, Your Way Construction, General Construction and Site Work, located at 404 Coit Street, Irvington, NJ 07111 has provided the lowest quote, and;

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Public Works Director has declared an Emergency in writing and Your Way Construction, General Construction and Site Work, located at 404 Coit Street, Irvington, NJ 07111 has the necessary equipments available immediately to perform the work on an emergency basis, and;

WHEREAS, the total cost to repair the collapse sink hole is \$9,300.00, and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public Works to authorize an emergency contract in the amount of \$9,300.00, with Your Way Construction, General Construction and Site Work, located at 404 Coit Street, Irvington, NJ 07111 to repair the sink hole located on Tremont Terrace.

BE IT FURTHER RESOLVED, the Chief Financial Officer will pay, to Your Way Construction, General Construction and Site Work, the complete amount of \$9,300.00 from Account Number 5-01-21-165-165-10.

Adopted

Jones – Inman 7. Authorize Emergency Contract for Fire Extinguisher Services for the Municipal Building, Municipal Court and Chris Gatling Recreation Center, - ABC Fire Safety, Inc. - \$3,121.50

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR FIRE EXTINGUISHER SERVICE WITH ABC FIRE & SAFETY INC**

WHEREAS, the Business Administrator declared an emergency to purchase and repair fire extinguishers in the Municipal Building, Municipal Court and Chris Gatling Center, and;

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Business Administrator has declared an emergency, and;

WHEREAS, ABC fire and safety was called and services were rendered to purchase and repair fire extinguishers and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Business Administrator to authorize an emergency contract to ABC fire and Safety for fire extinguishers service rendered in 2014, for an amount not to exceed \$3,121.50.

BE IT FURTHER RESOLVED, the appropriation to be charged for this expenditure are Account Numbers 4-01-21-165-165-118.

Adopted

Jones – Lyons 8. Authorize Emergency Contract for Board Up Services - Adams Construction & Demo Company - \$7,225.00

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR BOARD-UPS**

WHEREAS, the Housing Director has declared an emergency to board up three abandon houses in the Township, and;

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Housing Director has declared an emergency, and;

WHEREAS, Adams Construction & Demo company was called and services were rendered to board-up three abandon houses and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Housing to authorize an emergency contract to Adams Construction for board-ups services rendered on December 12, 2014, for an amount not to exceed \$7,225.00.

BE IT FURTHER RESOLVED, the appropriation to be charged for this expenditure is account Number 4-01-22-200-201-151.

Adopted

Inman – Cox 9. Authorize Fair and Open Professional Services Contract for Preparation of Master Plan - Phillips Preiss Grygiel LLC - Not To Exceed \$75,000.00

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICE CONTRACT FOR PREPARATION OF TOWNSHIP MASTER PLAN**

WHEREAS, the Request for Proposals for preparation of Township Master Plan was publicly advertised in the New Jersey Star Ledger on November 04, 2014 with a deadline for qualifications to be submitted on November 26, 2014; and

WHEREAS, three qualifications were received and publicly opened; and

WHEREAS, said qualifications were referred to the Redevelopment Director, Planning Board and the Township Attorney; and

WHEREAS, the qualifications satisfied the RFP requirement and;

WHEREAS, the Redevelopment Director has recommended award should be made to the following firm:

Phillips Preiss Grygiel LLC  
33-41 Newark Street, Third floor, suite D

Hoboken, NJ 07030

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Preparation of Township Master Plan be awarded to Phillips Preiss Grygiel, LLC, 33-41 Newark Street, Third Floor, Suite D, Hoboken, NJ 07030 on the basis of their response for an amount not to exceed \$75,000.00; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT RESOLVED that the required Certification of Availability of Funds in the amount not to exceed \$75,000.00 for the preparation of the Township Master Plan will be obtained from the Chief Financial Officer contingent on the adoption of the Calendar year 2015 budget.

Adopted

Jones – Inman 10. Replacement Appointment - Irvington Housing Authority Commissioner - Annette Beasley

WHEREAS, a vacancy currently exists in the membership of the Irvington Housing Authority due to the passing of D. Bilal Beasley:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following named person is hereby appointed as a Commissioner of the Irvington Housing Authority for a term to expire as indicated below:

NAME & ADDRESS	TERM TO EXPIRE
Annette Beasley 608 Chancellor Avenue	11-22-16

Adopted

Inman – Cox 11. Authorize Payment Plan For Redemption of Municipally Held Lien - 388-390 - 14th Avenue

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Ventura Developing Company, owner of record of Block 158, Lot 14 , Qual, also known as 388-390 14th Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 101024 in the amount of \$15,999.35 by the installment payment plan.



NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$1466.82, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 12 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Hudley – Cox 12. Authorize Payment Plan For Redemption of Municipally Held Lien - 544 Grove Street

Resolution to Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Roosevelt Terrace/D. Vasquez. , owner of record of Block 155, Lot 5 , Qual, also known as 544 Grove Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00718 in the amount of \$16,655.32 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$ 602.13, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Jones – Cox 13. Authorize Payment Plan For Redemption of Municipally Held Lien - 1026 Clinton Avenue

Resolution to Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Smith, Easton, owner of record of Block 213, Lot 19, Qual, also known as 1026 Clinton Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 13-01025 in the amount of \$10,023.45 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$362.37, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or

alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Hudley – Cox 14. Authorize Payment Plan For Redemption of Municipally Held Lien - 79 Elmwood Avenue

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Tunis, Chrismana., owner of record of Block 25, Lot 2 , Qual, also known as 79 Elmwood Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00134 in the amount of \$21,747.28 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$786.22, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Cox – Burgess 15. Authorize Payment Plan For Redemption of Municipally Held Lien - 1110 Clinton Avenue

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, 980 Springfield, LLC., owner of record of Block 278 , Lot 10 , Qual, also known as 1110 Clinton Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-01214 in the amount of \$109,876.16 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$3,972.29, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

**Adopted**

Jones – Burgess 16. Authorize Payment Plan For Redemption of Municipally Held Lien - 13 Grace Street

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Heyward, Sim & Bobbie, owner of record of Block 213 , Lot 22 , Qual, also known as 13 Grace Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 111500 in the amount of \$28,835.39 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$1042.47, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Jones – Burgess 17. Authorize Payment Plan For Redemption of Municipally Held Lien – 464 – 21<sup>st</sup> Street

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Parks, J. D., owner of record of Block 167 , Lot 18 , Qual, also known as 464 21st Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00760 in the amount of \$7,063.40 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$647.57, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 12 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Lyons – Cox 18. Authorize Payment Plan For Redemption of Municipally Held Lien - 265 Isabella Avenue

Resolution to Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Jackson, Albania, owner of record of Block 71, Lot 20 , Qual, also known as 265 Isabella Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 100389 in the amount of \$61,151.28 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$2,210.77, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Cox – Lyons 19. Authorize Payment Plan For Redemption of Municipally Held Lien - 107 Coolidge Street.

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Ogue, Olufunmilayo, owner of record of Block 356 , Lot 48 , Qual, also known as 107 Coolidge Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 12-03094 in the amount of \$ 15,382.57 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$ 556.12, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Inman – Hudley 20. Authorize Payment Plan For Redemption of Municipally Held Lien - 61 Delmar Place

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Garrett, Danny & Joyce., owner of record of Block 94 , Lot 4 , Qual, also known as 61 Delmar Place, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 13-00588 in the amount of \$ 13,097.76 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$ 473.52, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Jones – Burgess 21. Authorize Payment Plan For Redemption of Municipally Held Lien - 46 Cordier Street

**Resolution to Redeem Municipal Held Lien in Installments**

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,



WHEREAS, City Barrel, Inc., owner of record of Block 186.02 , Lot 5 , Qual, also known as 46 Cordier Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00778 in the amount of \$ 12,738.40 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$ 635.95, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 24 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Cox – Frederic 22. Authorize Sewer User Charge for 2015 - \$180.00 Per Unit

Resolution for Annual Sewer User Charge

WHEREAS, the Joint Meeting of Essex and Union County Sewer Commission has forwarded a schedule of assessments to the Chief Financial Officer covering domestic and industrial unit sewer user charges; and

WHEREAS, the Chief Financial Officer has analyzed the said schedule and costs of collection attached thereto; and

WHEREAS, the Chief Financial Officer has recommended that the domestic unit user charge be \$180.00 for 2015; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector, Supervisor of Sewer User Charges be and is hereby authorized to charge and bill for 2015 at the unit rate of \$180.00.

Adopted

Cox – Inman 23. Reject Requests for Proposals - Accounting and Financial Services - Proposals Exceed Amount Appropriated For Service

**REJECTING RFPs FOR ACCOUNTING AND FINANCIAL SERVICES**

WHEREAS, on November 26, 2014 , the Township of Irvington accepted and opened RFPs for Accounting and Financial service; and

WHEREAS, the Township received two RFPs for this service; and

WHEREAS, the Chief Financial Officer wishes to reject all RFPs on the basis that same significantly exceeds the amount estimated and appropriated for this service; and

WHEREAS, the Local Public Contract Law, 40A:11-13.2.(a) and (b) provides that a municipality may reject all RFPs when the amount estimated or appropriated for the goods or services is exceeded;

NOW THEREFORE BE IT RESOLVED by the Council of Township of Irvington, in the County of Essex, that all RFPs received for Accounting and Financial service is hereby rejected in accordance with the Local Public Contracts Law, NJSA 40A:11-13.2.(a) and (b)

BE IT FURTHER RESOLVED that the Qualified Purchasing Agent is hereby authorized and directed to negotiate a contract for this service in accordance with the Local Public Contract Law.

Adopted

Jones – Burgess 24. Commemoration - Alverna Nelson Hardy- 90th Birthday

Alverna Nelson Hardy  
90<sup>th</sup> Birthday Milestone  
February 14, 2015

WHEREAS, the Municipal Council wishes to acknowledge and honor Irvington resident Alverna Nelson Hardy on this momentous occasion of her 90th birthday celebration; and

WHEREAS, Alverna Nelson Hardy was born Apalachicola, Florida in 1925 and migrated to Newark, NJ in 1945; and

WHEREAS, Mrs. Hardy retired from the VA Hospital in East Orange with over 30 years of service in 1986, where she served the men of women of our armed services with dedication and pride. Mrs. Hardy continues effortlessly to serve her community and family with that same dedication and pride; and

WHEREAS, Alverna Hardy, aka the Mayor of 21st Street in Irvington, NJ has been a resident of 21st Street since 1969; and

WHEREAS, Mrs. Hardy can often be found in the Mayor's office, the tax office, or at a town hall meeting addressing her concerns for her beloved Irvington neighborhood; and

WHEREAS, It is with great pleasure that the Township of Irvington recognize Mrs. Alverna N. Hardy for her tremendous efforts in striving for a better community for the residents of 21st Street and the Township of Irvington.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends and congratulates Alverna Nelson Hardy on the occasion of her nineteenth birthday and wishes her good health and continued birthday celebrations.

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

Adopted

Hudley – Cox 25. Confirm Mayor's Nomination of Robert C. Ross as a Member of the Library Board of Trustees

WHEREAS, N.J.S.A. 40:54-9 requires that the exercise of advice and consent to actions by the Mayor to appoint Trustees to the Irvington Free Public Library be by resolution of the Municipal Council; and

WHEREAS, the Mayor has submitted the nomination of Robert C. Ross, 309 Park Place, Irvington, N.J., replacing Gloria Chison, as a member of the Irvington Library Board of Trustees for a term to expire on December 31, 2016, for the advice and consent of the Municipal Council:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the nomination by the of Robert C. Ross, 309 Park Place, Irvington, N.J., replacing Gloria Chison, as a member of the Irvington Library Board of Trustees, for a term to expire on December 31, 2016 be confirmed by the Municipal Council.

Adopted

Jones – Burgess 26. Authorize Assignment of David C. Stanziale, Esq. as Defense Counsel for Detective Patrick Cadet in the Matter of Reuben Gillett v. Township of Irvington - \$115.00 Per Hour Not To Exceed \$25,000.00

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 14-0923-14 qualified fifteen firms to provide litigation/defense counsel services for the Township of Irvington from October 01, 2014 until October 31, 2015; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that David C. Stanziale, Esq. has the most experience to defend Detective Patrick Cadet in the case of Reuben Gillett v. Township of Irvington, Docket No. ESX-L-9158-14; and

WHEREAS, the Township Attorney has recommended that a contract be awarded David C. Stanziale, LLC, 552 High Mountain Road, North Haledon, New Jersey 07508.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to David C. Stanziale, LLC, 552 High Mountain Road, North Haledon, New Jersey 07508 for an amount not to exceed \$115.00 per hour; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contracts for this case and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for an amount not to exceed \$115.00 per hour.

Adopted

Hudley – Cox 27. Authorize Assignment of Joseph M. Wenzel, Esq. as Defense Counsel for Police Officer Tonya Marino in the Matter of Hadassah Muhammed v. Tonya Marino, et al - \$115.00 Per Hour Not To Exceed \$25,000.00

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 14-0923-14 qualified fifteen firms to provide litigation/defense counsel services for the Township of Irvington from October 01, 2014 until October 31, 2015; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that Joseph M. Wenzel, Esq. has the most experience to defend Police Officer Tonya Marino in the case of Hadassah Muhammed v. Tonya Marino, et al, Docket No. ESX-L-1801-14; and

WHEREAS, the Township Attorney has recommended that a contract be awarded Joseph M. Wenzel, 1000 Clifton Avenue, Suite 101, Clifton, NJ 07013.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Joseph M. Wenzel, 1000 Clifton Avenue, Suite 101, Clifton, NJ 07013 for an amount not to exceed \$115.00 per hour; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contracts for this case and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for an amount not to exceed \$115.00 per hour.

Adopted

Hudley – Cox 28. Authorize Assignment of Murphy Orlando, LLC. as Defense Counsel to Detective Shawn Green in the Matter of Reuben Gillett v. Township of Irvington - \$115.00 Per Hour Not To Exceed \$25,000.00

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 14-0923-14 qualified fifteen firms to provide litigation/defense counsel services for the Township of Irvington from October 01, 2014 until October 31, 2015; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that Murphy Orlando, LLC. has the most experience to defend Detective Shawn Green in the case of Reuben Gillett v. Township of Irvington, Docket No. ESX-L-9158-14; and

WHEREAS, the Township Attorney has recommended that a contract be awarded Murphy Orlando LLC, 30 Montgomery Street, 15th Floor, Jersey City, NJ 07302.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Murphy Orlando LLC, 30 Montgomery Street, 15th Floor, Jersey City, NJ 07302 for an amount not to exceed \$115.00 per hour; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contracts for this case and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for an amount not to exceed \$115.00 per hour.

Adopted

Frederic – Cox 29. Resolution of Sorrow - Bishop Jean Pericles Francois

Resolution of Sorrow  
Bishop Jean Pericles Francois

WHEREAS, Pastor Jean Pericles Francois was born on March 11, 1947 in Belle- Anse, Haiti to the late mother Emalie Regala- Francois and late father Jean Joseph Élysée Francois; and

WHEREAS, he passed away on January 16, 2015 at Saint Barnabas Medical Center; and

WHEREAS, Jean Francois had a very tough childhood with many challenges along the way. On March 16, 1970 Francois traveled to America as a student to change his life for the better. While in America Francois became fascinated with the free schooling he received, and quickly fell in love with education, and learning. Francois spent 4 years in bible school for a degree in theology and education, and 7 years for his doctorate in theology and philosophy; and

WHEREAS, Pastor Jean Francois had been married for 39 years to his wife, Marie Jose Francois. He had 6 children named Jean Jr. Francois, Joelle Francois, Guerschom Francois, James Francois, Jesse Francois, and Christy Francois. Reverend Jean was and Marie is a pastor at the Haitian Pentecostal Church, a church they founded together in Irvington over 25 years ago and located at 36 Harrison Place in Irvington, New Jersey; and

WHEREAS, Pastor Jean was also responsible for sending leaders to open different branches of Haitian Pentecostal church in other regions throughout the United States, and in 1986 Rev. Francois received a vision from GOD to give the children of Belle-Anse, Haiti the same type of free education that he was privileged to receive in the United States of America, but because of his lack of resources he did not see his dream becoming a reality; and

WHEREAS, so he left his hope of one day establishing a professional education free school, in GOD's hands. Later that year he began to see his dream realized, when he received a special love offering donation. He took the donation and put it towards giving the underprivileged children of Belle- Anse, Haiti the free education they deserved. In 1986 was the very year that College Mixte Classique et Professionel was opened; and

WHEREAS, Francois strong faith was unexplainable, the surgery came out a success, and he stood before many telling his story of triumph, giving his testimony, walking as a living example of the Hope that he instills in those all around him, especially in the lives of the Children of Belle- Anse, Haiti; and

WHEREAS, Pastor Jean Fancois was one of the very few philanthropists in the world that sacrificed so much to give back to those less fortunate. He came to America, he saw how great the opportunities were, instead of keeping it to himself, he decided to share it, and recreate it in giving those who may have never thought they would ever experience the opportunity to obtain something so seemingly small as an education. Pastor Jean was not only a man of God, he was a man of honor and respect, and a ray of Hope to those in need; and

WHEREAS, Pastor Jean Francois is survived by his loving wife of 39 years, Marie Jose Francois, his children- Jean Jr. Francois, Joelle Francois, Guerschom Francois, James Francois, Jesse Francois, and Christy Francois; as well as a host of grand children. He also leaves behind hundreds of members who he has shepherded for 25 years as Pastor:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that the Township of Irvington mourns the loss of Pastor Jean Francois and joins with his family friends and congregants during this period of bereavement; 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 Pastor Jean Francois.

Adopted

Jones – Lyons 30. Approve Stipulation of Settlement – Township of Irvington v. Director, New Jersey Division of Taxation

Resolution Authorizing the Execution of a  
Stipulation of Settlement regarding the Equalization Rate

WHEREAS, the Township of Irvington authorizes the Tax Appeals Attorney to execute the attached Stipulation of Settlement regarding the Equalization rate of 85.89% with the State of New Jersey;

WHEREAS, there is now pending before the Tax Court of New Jersey an action to review the average ratio of assessed to true value of real property for the taxing district of the Township of Irvington in the County of Essex as reflected in the October 2014 Table of Equalized Valuation adopted by the Defendant, Director of the Division of Taxation.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON is hereby authorized to execute the attached Stipulation of Settlement revising the 2014 Table of Equalized Valuation ratio to be read 85.89% and be recorded in the County of Essex.

Adopted

Burgess – Frederic 31. Replacement Appointment – Zoning Board of Adjustment – Anna Heard

WHEREAS, a vacancy currently exists on the Irvington Zoning Board of Adjustment due to the passing of regular board member Anna Heard:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following named person is hereby appointed as a regular member of the Irvington Zoning Board of Adjustment to fill the un-expired term of regular member Anna Heard, said term to expire on December 10, 2016.

Name	Address	Sponsor	Term to Expire
Omar Bilal	224 Park Place	Burgess	12-10-16

Adopted

Jones – Lyons 32. Resolution of Sorrow - Lucille M. Laws

**RESOLUTION OF SORROW  
LUCILLE M. LAWS  
MOTHER OF TANYA WALKER, MAYOR’S EXECUTIVE ASSISTANT**

WHEREAS, the Irvington Municipal Council wishes to express their deepest sorrow on the passing of Tanya Walker’s mother Ms. Lucille M. Laws; and

WHEREAS, Lucille was called home on Tuesday, January 27, 2015 at Beth Israel Medical Center, Newark, New Jersey, surrounded by her family; and

WHEREAS, Lucille M. Laws, daughter of the late Herman and Rosetta Jackson, was born on May 8, 1935 in Eckford, West Virginia; and

WHEREAS, Lucille relocated to Philadelphia, PA where she met and became the wife of the late James J. Laws, Sr. She later moved to Newark, New Jersey; and

WHEREAS, She was employed at Rutgers, the State University-Newark Campus, where she served thirty years, retiring as a Campus Police Lieutenant; and

WHEREAS, Lucille was a faithful member of Newark Bible Fellowship Church in Newark, New Jersey. She was known for her gentle and caring demeanor and her infectious smile. She would extend a helping hand wherever she could; and

WHEREAS, Lucille is survived by: her six children, James, Jr., Chaplain Tanya Walker, Lt. Michael, U.S. Army, Eugene, Yvonne, Cassandra and adopted daughter, Valencia. She was predeceased by Maxine. Lucille is survived by sisters, Mildred and Dorothy; twenty-three grandchildren, three great grandchildren, nieces, nephews, other relatives and extended family and life-long friends; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the loss of Lucille Laws and offers its sincerest condolences to Tanya Walker, family and friends during this period of bereavement; 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 Lucille Laws.

Adopted

Jones – Lyons 33. Resolution of Sorrow - Winfred Lorenzo “Blue” Lovett

**Resolution of Sorrow  
LIFE and LEGACY Winfred Lorenzo "Blue" Lovett**



WHEREAS, Winfred Lorenzo "Blue" Lovett was born November 16, 1936 to the late William Lovett and Lavonia Favors Lovett in Jersey City, New Jersey. William later married Anita Brown when Blue was eight years of age; and

WHEREAS, Blue was educated in Jersey City school system, graduating from Lincoln High School; after graduation Blue entered the United States Air Force to serve his country and as fate would have it he was injured and honorably discharged. Soon after leaving the Air Force he married Marcia Elaine Smith in 1959; and

WHEREAS, Blue always had a passion for sports, and hoped to become a professional baseball player, but due to his asthma that wasn't possible. He had a greater love and that was "the love of music." Stories are told that he would bang on the kitchen table growing up to create his own "beats". This was long before beat machines were invented. Blue was a self-taught musician and learned to play piano by ear. He would listen to a song and before you knew it he could play the song; and

WHEREAS, in the early 1960's Blue reconnected with childhood friends Sonny Bivins, Kenneth Kelly, Richard Taylor and George Smith, they formed a group called The Manhattans led by Lovett as writer and bass vocalist; in 1964 The Manhattans signed with Carnival Records and released their first single "For the Very First Time" and with the death of George Smith in 1970, Gerald Alston replaced Smith and the group soared to stardom signing with Columbia Records in 1972; and

WHEREAS, Blue has always been known for his silky smooth bass voice and all of the sultry spoken sections of The Manhattans recordings- in 1974 Blue wrote "Kiss and Say Goodbye", The Manhattans most notable hit song; the song was released in 1976 and went to the top of the R&B and Pop charts and this was the first single in the history of Columbia Records to be certified double platinum; he wrote many other songs including "One Life to Live", "I Kinda of Miss You," and "I Want to be Your Everything" and 1980 was a very big year for The Manhattans and that year they won a Grammy for their number one hit, "Shining Star"; and

WHEREAS, due to health reasons Blue stop performing for a period of time and during that hiatus in 1989 Blue started a management and production company to develop new artists and in that role Blue worked with Regina Belle, The Lovettes and Sugar; and

WHEREAS, in July of 1993 Blue married his long time sweetheart Anna D'Aloia Callanan and a new chapter of his life began. That same year with the 30th Anniversary of The Manhattans approaching, Blue and Gerald thought it was the perfect time to reunite. With that, The Manhattans featuring Gerald Alston and Blue Lovett along with new singers Troy May and David Tyson set out on a 30th Anniversary reunion tour. Performing in cities across the US, Japan and South Africa, the tour was well received breaking attendance records in South Africa. August 2014 marked 53 years of musical excellence for Mr. Lovett and The Manhattans and September 25, 2014 was Blue's last performance at Harrah's Casino in Atlantic City, NJ. Following the performance Blue said "I have been blessed this has been a good run"; and

WHEREAS, Winfred "Blue" Lovett is preceded in death by his parents, Lavonia Favors Lovett and William George Lovett and his son, William (Billy) Frederick Lovett; "Blue" leaves to cherish his memory his loving and devoted wife of 21 years Anna Lovett, his children to continue his legacy;

Robyn Lovett Veney, Tonya Phillips, Billy Lovett, Marisa Callanan, Tiffany Walker, Kia Lovett, Damon Lovett, Kevin Sims Lovett, Matthew Lovett and Rico Lovett Lucas, his mother, Anita Brown Lovett, his sister, Ayisha Jefferies and brother-in-law, Martin Jefferies. He also leaves his grandchildren, great grandchildren, and a host of nieces, nephews, cousins and many, many friends.

WHEREAS, last but not least knowing that Gerald will carry-on the legacy they built on hard work, determination and professionalism that has been there trade mark for 53 years. Blue leaves to honor his memory, his road family, Gerald Alston, Kenny Kelly, Phil Flood, Troy May, David Tyson, Dwight Fields, Jeffery Scott, Jason Simons, Charles Butler, Mark Bowers, Howard Robbins, Colt Younger, Curtis Dukes, Andre DeBourge, Tom Selsey and The East Coast Connection and staff.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the loss of Winfred Lorenzo "Blue" Lovett.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body as a lasting tribute to Winfred Lorenzo "Blue" Lovett.

Adopted

B. Motions

None

10. Communications & Petitions

A. Communications

1. Mia Miller – Resignation as Member of the Library Board of Trustees
2. Gloria D. Chison - Resignation as Member of the Library Board of Trustees

B. Petitions

None

11. Pending Business

None

12. Miscellaneous

Frederic – Burgess A. Bingos and Raffles

1. Irvington Chamber of Commerce Foundation

Adopted

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Frederic – Jones 1. Amend Section 98-24B of Revised Code - Fees for Garage Sales

AN ORDINANCE AMENDING SECTION 98-24B OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON PROVIDING FOR FEES FOR GARAGE SALES.

Adopted

Burgess – Lyons 2. Amend Urban Enterprise Zone Redevelopment Plan

ORDINANCE AMENDING THE MIXED USE OVERLAY DISTRICT-1 (MUOD1) OF THE URBAN. ENTERPRISE ZONE REDEVELOPMENT AREA

Adopted

9. Resolutions & Motions

A. Resolutions

Jones – Burgess 34. Authorize Assignment of Critchley, Kinum & Vazquez, LLC. as Defense Counsel for Mayor Anthony Vauss in the Matter of Tamara Smith v. Township of Irvington - \$250.00 Per Hour Not To Exceed \$75,000.00

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES FOR SPECIAL EMPLOYMENT DEFENSE COUNSEL SERVICES

WHEREAS, resolution number TA 14-1125-20 qualified four firms to provide Special Employment Defense Counsel services for the Township of Irvington from November 26, 2014 until November 26, 2015; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that the firm of Critchley, Kinum & Vazquez, LLC. has the most experience to defend Anthony Vauss in the matter of Tamara Smith v. Township of Irvington and Anthony Vauss, Docket No. L-7401-14; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to the firm of Critchley, Kinum & Vazquez, LLC, 75 Livingston Avenue, Roseland, NJ, 07068 for representation of Anthony Vauss.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Special Employment Defense Counsel services be awarded to Critchley, Kinum & Vazquez, LLC, 75 Livingston Avenue, Roseland, NJ, 07068 for representation of Anthony Vauss an amount not to exceed \$250.00 per hour; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contracts for this case and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for an amount not to exceed \$250.00 per hour.

Adopted

Jones – Hudley 35. Authorize Assignment of Genova Burns Giantomasi Webster as Defense Counsel for the Township of Irvington in the Matter of Tamara Smith v. Township of Irvington - \$225.00 Per Hour Not To Exceed \$75,000.00

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES FOR SPECIAL EMPLOYMENT DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 14-1125-20 qualified four firms to provide Special Employment Defense Counsel services for the Township of Irvington from November 26, 2014 until November 26, 2015; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that the firm of Genova Burns Giantomasi Webster has the most experience to defend the Township of Irvington in the matter of Tamara Smith v. Township of Irvington and Anthony Vauss, Docket No. L-7401-14; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to the firm of Genova Burns Giantomasi Webster, 494 Broad Street, Newark, NJ, 07102 for representation of the Township of Irvington.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Special Employment Defense Counsel services be awarded to Genova Burns Giantomasi Webster, 494 Broad Street, Newark, NJ, 07102 for representation of the Township of Irvington for an amount not to exceed \$225.00 per hour; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contracts for this case and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for an amount not to exceed \$225.00 per hour.

Adopted

12. Miscellaneous

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

Elouise McDaniel, 214 Nesbit Terrace  
Merrick Harris, 6 Hennessey Place  
Kim Williams, 42 Oakland Street  
Harry Perryman, 21 Nesbit Terrace  
Angelina Pollard, 202 – 4<sup>th</sup> Avenue, East Orange, N.J.  
Cathy Southerland, 50 Adams Street  
Name and Address Inaudible  
Mary Szacik, 78 Underwood Street, Newark, N.J.  
Monique Covington, 3 Munn Avenue, East Orange, N.J.  
Clifton Beckley, 60 Maple Avenue

All of the Council Members responded to the concerns raised by the above referenced citizens.

13. Adjournment

There being no further business, the meeting was adjourned at 9:28 P.M.

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Charnette Frederic, Council President

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Harold E. Wiener, Municipal Clerk